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no. 30
Illinois register
Received on: 08-01-90



JIM EDGAR
Secretary of State

VOLUME 14
ISSUE 30

A WEEKLY
PUBLICATION

JULY 27
1990

Pages 12125-12344

Secretary of State
Administrative Code Div.
288 Centennial Bldg.
Springfield, IL 62756

(217) 782-9786

ILLINOIS REGISTER

Rules of Governmental Agencies

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Printed by authority of the
State of Illinois
July 1990 - 890 - GA-60

INTRODUCTION

The *Illinois Register* is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

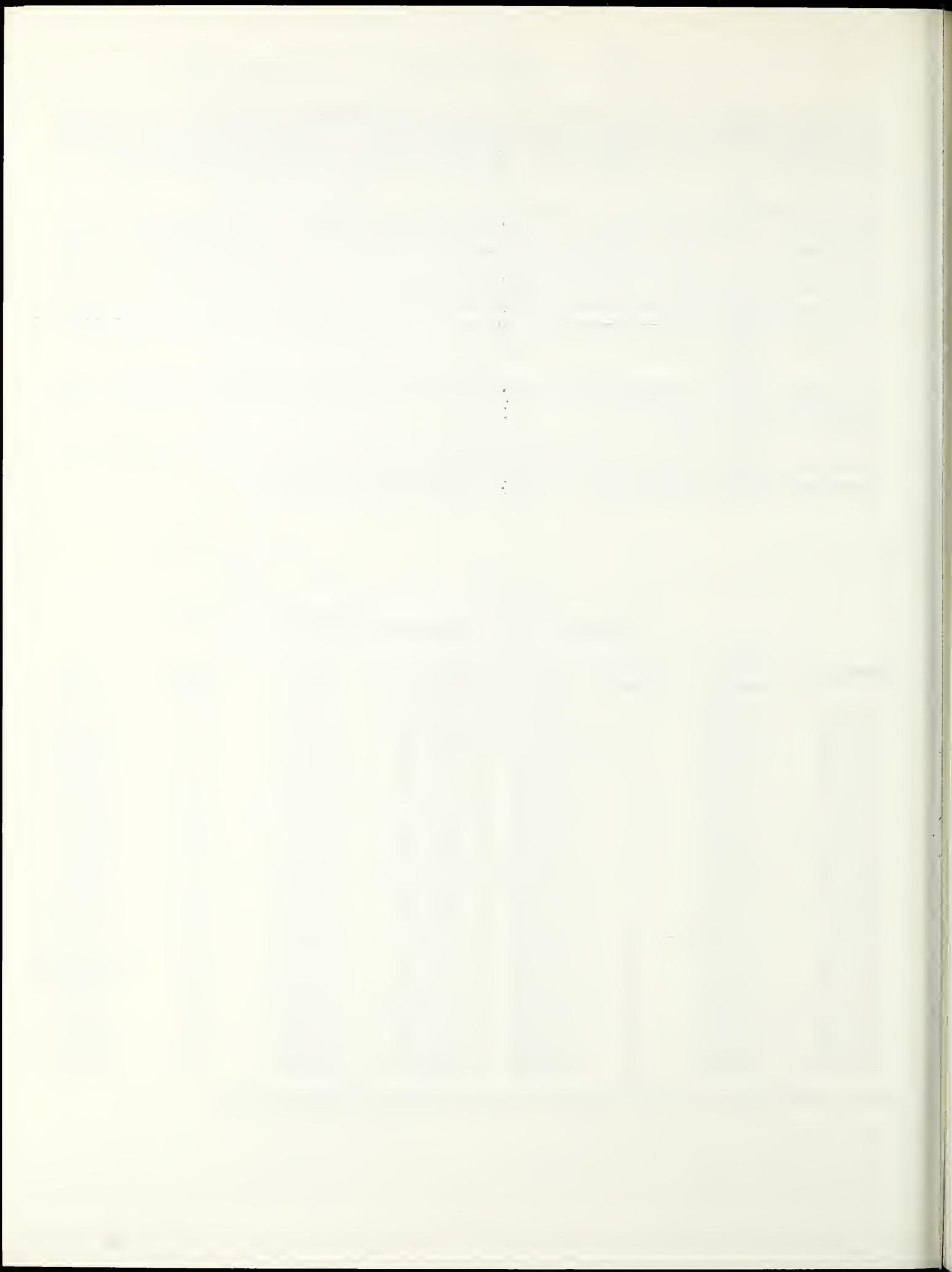
The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1985, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1990

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 19, 1989	Dec. 26, 1989	1	Jan. 5, 1990	June 26, 1990	July 3, 1990	28	July 13, 1990
Dec. 26, 1990	Jan. 2, 1990	2	Jan. 12, 1990	July 3, 1990	July 10, 1990	29	July 20, 1990
Jan. 2, 1990	Jan. 9, 1990	3	Jan. 19, 1990	July 10, 1990	July 17, 1990	30	July 27, 1990
Jan. 9, 1990	Jan. 16, 1990	4	Jan. 26, 1990	July 17, 1990	July 24, 1990	31	Aug. 3, 1990
Jan. 16, 1990	Jan. 23, 1990	5	Feb. 2, 1990	July 24, 1990	July 31, 1990	32	Aug. 10, 1990
Jan. 23, 1990	Jan. 30, 1990	6	Feb. 9, 1990	July 31, 1990	Aug. 7, 1990	33	Aug. 17, 1990
Jan. 30, 1990	Feb. 6, 1990	7	Feb. 16, 1990	Aug. 7, 1990	Aug. 14, 1990	34	Aug. 24, 1990
Feb. 6, 1990	Feb. 13, 1990	8	Feb. 23, 1990	Aug. 14, 1990	Aug. 21, 1990	35	Aug. 31, 1990
Feb. 13, 1990	Feb. 20, 1990	9	Mar. 2, 1990	Aug. 21, 1990	Aug. 28, 1990	36	Sept. 7, 1990
Feb. 20, 1990	Feb. 27, 1990	10	Mar. 9, 1990	Aug. 28, 1990	Sept. 4, 1990	37	Sept. 14, 1990
Feb. 27, 1990	Mar. 6, 1990	11	Mar. 16, 1990	Sept. 4, 1990	Sept. 11, 1990	38	Sept. 21, 1990
Mar. 6, 1990	Mar. 13, 1990	12	Mar. 23, 1990	Sept. 11, 1990	Sept. 18, 1990	39	Sept. 28, 1990
Mar. 13, 1990	Mar. 20, 1990	13	Mar. 30, 1990	Sept. 18, 1990	Sept. 25, 1990	40	Oct. 5, 1990
Mar. 20, 1990	Mar. 27, 1990	14	Apr. 6, 1990	Sept. 25, 1990	Oct. 2, 1990	41	Oct. 12, 1990
Mar. 27, 1990	Apr. 3, 1990	15	Apr. 13, 1990	Oct. 2, 1990	Oct. 9, 1990	42	Oct. 19, 1990
Apr. 3, 1990	Apr. 10, 1990	16	Apr. 20, 1990	Oct. 9, 1990	Oct. 16, 1990	43	Oct. 26, 1990
Apr. 10, 1990	Apr. 17, 1990	17	Apr. 27, 1990	Oct. 16, 1990	Oct. 23, 1990	44	Nov. 2, 1990
Apr. 17, 1990	Apr. 24, 1990	18	May 4, 1990	Oct. 23, 1990	Oct. 30, 1990	45	Nov. 9, 1990
Apr. 24, 1990	May 1, 1990	19	May 11, 1990	Oct. 30, 1990	Nov. 5, 1990	46	Nov. 16, 1990
May 1, 1990	May 8, 1990	20	May 18, 1990	Nov. 5, 1990	Nov. 13, 1990	47	Nov. 26, 1990 (Mon.)
May 8, 1990	May 15, 1990	21	May 25, 1990	Nov. 13, 1990	Nov. 20, 1990	48	Nov. 30, 1990
May 15, 1990	May 22, 1990	22	June 1, 1990	Nov. 20, 1990	Nov. 27, 1990	49	Dec. 7, 1990
May 22, 1990	May 29, 1990	23	June 8, 1990	Nov. 27, 1990	Dec. 4, 1990	50	Dec. 14, 1990
May 29, 1990	June 5, 1990	24	June 15, 1990	Dec. 4, 1990	Dec. 11, 1990	51	Dec. 21, 1990
June 5, 1990	June 12, 1990	25	June 22, 1990	Dec. 11, 1990	Dec. 18, 1990	52	Dec. 28, 1990
June 12, 1990	June 19, 1990	26	June 29, 1990	Dec. 18, 1990	Dec. 24, 1990	1	Jan. 4, 1991
June 19, 1990	June 26, 1990	27	July 6, 1990	Dec. 24, 1990	Dec. 31, 1990	2	Jan. 11, 1991

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).



ILLINOIS REGISTER

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENT

1) Heading of the Part: RECORDS OF COMMITTED PERSONS

2) Code Citation: 20 Ill. Adm. Code 1073) Section Numbers: 107.210
Proposed Action:
Amend

4) Statutory Authority: Implementing and authorized by Section 3-6-3 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, par. 1003-6-3, as amended by P.A. 86-1090, effective July 13, 1990).

5) A Complete Description of the Subjects and Issues Involved: This rulemaking is proposed to replace emergency rulemaking published elsewhere in this publication. Public Act 86-1090 allows committed persons to be awarded no more than 180 days of meritorious good time, except persons who are incarcerated for offenses specified may be granted no more than 90 days of meritorious good time.

6) Will this proposed rule replace an emergency rule currently in effect?
Yes.7) Does this rulemaking contain an automatic repeal date? Yes
X No8) Does this proposed rule (amendment, repealer) contain incorporation by reference? No9) Are there any other proposed amendments pending on this Part? No.

10) Statement of Statewide Policy Objectives: Not applicable; this rulemaking does not create or expand any State mandates.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may submit written comments to:

William H. Craine, Ph.D., Deputy Director
 Illinois Department of Corrections
 1301 Concordia Court
 P. O. Box 19277
 Springfield, Illinois 62794-9277

All written comments received within 45 days of the date of the publication will be considered.

12) Initial Regulatory Flexibility Analysis: Not required; this rulemaking does not affect small businesses.

ILLINOIS REGISTER

DEPARTMENT OF CORRECTIONS

NOTICE OF PROPOSED AMENDMENT

The full text of the Proposed Rule(s) is exactly identical to emergency rulemaking published on page 12275 of this Issue of the Illinois Register.

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NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Prelicensing and Continuing Education2) Code Citation: 50 Ill. Adm. Code 31193) Section Numbers: Adopted Action:

3119.20	Amended
3119.30	Amended
3119.40	Amended
3119.50	Amended
3119.60	Amended
3119.70	Amended
3119. Exhibit A	Amended
3119. Exhibit B	Amended
3119. Exhibit C	Amended
3119. Exhibit D	Amended
3119. Exhibit H	Amended

4) Statutory Authority: Implementing Section 143 and authorized by Section 401 of the Illinois Insurance Code (111. Rev. Stat. 1989, ch. 73, pars. 755, 1065.41-1 and 1013).

5) A Complete Description of the Subjects and Issues Involved: The Prelicensing and Continuing Education Rule has been in effect since January 1, 1985. The Department conducted a review of this rule to determine its effectiveness. The attached amendments have been initiated as a result of this review. This Department has also changed the one year requirement of Section 3119.20 to a three year requirement pursuant to paragraph 1065.41-1 of the Code.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed amendment contain incorporation by reference? No

9) Are there any other proposed amendments pending on this part? No

10) Statement of Statewide Policy Objectives: n/a

NOTICE OF PROPOSED AMENDMENTS

11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written comments no later than 45 days after the publication of this Notice to:

Kirk Petersen, Assistant Chief Counsel
Illinois Department of Insurance
320 West Washington
Springfield, Illinois 62767

12) Initial Regulatory Flexibility Analysis:

A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: July 13, 1990

B) Types of small businesses affected: Pursuant to Section 3119.20, this rule will affect any individual licensed as an insurance producer after January 1, 1985.

C) Reporting, bookkeeping or other procedures required for compliance: Please refer to the attached rule for specific requirements.

D) Types of professional skills necessary for compliance: Clerical skills are required to achieve compliance with this rule.

The full text of the Proposed Amendments begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 50: INSURANCE

CHAPTER I: DEPARTMENT OF INSURANCE
 SUBCHAPTER II: INSURANCE PRODUCER, LIMITED
 INSURANCE REPRESENTATIVES AND
 REGISTERED FIRMS

PART 3119
 PRELICENSING AND CONTINUING EDUCATION

Section 3119.10 Purpose
 3119.20 Definitions
 3119.30 Provider Responsibilities
 3119.40 Responsibilities of Applicants for Insurance Producer Licenses and Licensed Insurance Producers
 3119.50 Pre-Licensing - Course of Study Requirements
 3119.60 Continuing Education Requirements
 3119.70 Course and Provider Disqualification
 3119.80 Severability

3119. EXHIBIT A REQUEST FOR CERTIFICATION OF A PRE-LICENSING COURSE
 3119. EXHIBIT B REQUEST FOR CERTIFICATION OF A CONTINUING EDUCATION COURSE
 3119. EXHIBIT C PRE-LICENSING EDUCATION - PROOF OF COMPLETION
 3119. EXHIBIT D CONTINUING EDUCATION - PROOF OF COMPLETION
 3119. EXHIBIT E CLASS OF INSURANCE - LIFE
 3119. EXHIBIT F CLASS OF INSURANCE - ACCIDENT/HEALTH
 3119. EXHIBIT G COURSE OF STUDY - FIRE
 3119. EXHIBIT H COURSE OF STUDY - CASUALTY/MOTOR VEHICLE

AUTHORITY: Implementing Section 143 and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, pars. 755, 1065.41-1 and 1013).

SOURCE: Adopted at 9 Ill. Reg. 80, effective January 1, 1985; amended at _____ Ill. Reg. _____ effective _____, 1990.

Section 3119.20 Definitions

For the purposes of this Part, the following definitions shall apply:

Course - Any course of study certified to the Director as meeting the requirements of this Part, including but not limited to seminar, classroom and self-study formats.

Date of Original Issue - The date of the issuance of a producer's license. Any lapse or suspension of one three years or more shall

NOTICE OF PROPOSED AMENDMENTS

establish a new date of original issue and subject the person to this Part.

Producer - Any individual licensed as an insurance producer after January 1, 1985 and who is in the first four 12-month periods after the date of original issue.

Provider - Any person who offers a course for which certification has been received by the Director.

Successful Completion - Passing an examination in accordance with criteria established by the provider.

Supervised Examination - A proctored, timed and closed book examination.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 3119.30 Provider Responsibilities

a) Each provider shall submit a certification form to the Director for each course it intends to offer for pre-licensing or continuing education credit. Seminar certifications must contain the dates of all future presentations. Certification must be on a form as prescribed by either Exhibit A or B, whichever is applicable.

b) Each provider shall submit a new certification form any time there is a significant change in the course.

c) Each provider shall maintain a copy of all instructional materials for each course. If the provider ceases to offer a course or makes a significant change in the course materials, the provider shall maintain the original material for three years one year from the date such course was terminated or significantly changed.

d) Each provider shall issue to each student a record-of-attendance-or-record-of-successful-completion-of-a-course--Records shall contain the following information:--name-of-provider,-name-of-student,-course-identification--instructor-name,-hours-of-credit-or-attendance,-and,-date-of-attendance-or-completion-

d) Each provider shall maintain the following records for three years at a central location:

1) Classroom or seminar - roster for each classroom course or seminar identifying the instructor(s), the student, the course,

NOTICE OF PROPOSED AMENDMENTS

the location, the date and hours of attendance, the completion date, and the results of any examinations administered.

2) Self-study - name of student, name of course, date of completion, and results of examinations.

e) Each provider shall issue to each student an Exhibit C for pre-licensing, or Exhibit D for continuing education pursuant to the criteria established in Section 3119.50(b) or 3119.60(d).

f) Instructors shall meet the following minimum requirements; either a Bachelor's degree or four three years experience in the course subject matter. Providers must maintain evidence of such qualifications while the instructor is actively engaged in instructing the course and for three-years one year thereafter.

Providers shall, upon the request of the Director, provide a copy of all course material, student provider records, and evidence of instructor's qualifications to the Director. All such requests shall be subject to a warrant of the Director and for the express purpose of gauging compliance with the Illinois Insurance Code and Departmental regulations pertaining thereto.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 3119.40 Responsibilities of Applicants for Insurance Producer Licenses and Licensed Insurance Producers

a) Applicants for Insurance Producer Licenses

Each applicant shall complete the pre-licensing education requirements for the insurance producer license being applied for before submitting their application to the Director. The pre-licensing education course must be used within one year of completion. Each applicant shall submit the original proof of completion of the requirements with the application as set forth in Exhibit C.

b) Licensed Insurance Producers

1) Each producer shall complete at least 25 hours of continuing education requirements prior to requesting an extension of an insurance producer license. A copy of student records and a an original proof of completion form (as set forth in Exhibit D) shall be submitted to the Director at the time extension of the license is requested.

NOTICE OF PROPOSED AMENDMENTS

2) Courses completed prior to date of original issue Hours taken, course material provided or presented in whole, in part or in conjunction with a pre-licensing course which is not prescribed as pre-licensing education requirements shall not be used to meet continuing education requirements.

3) Courses initiated or completed prior to the original issue date of the license shall not be used to meet continuing education requirements.

34) Each producer may carry forward a maximum of 25 credit hours but only to the next 12 month period. Each producer shall maintain proof of successful completion and/or attendance to substantiate any carry-over credit.

45) Each producer shall maintain proof of credits for a period of 5 years after date of original issue.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 3119.50 Pre-Licensing - Course of Study Requirements

a) The certification form must be received by the Director at least 30 days prior to any course being offered.

b) A course to be certified by the provider as a pre-licensing course of study shall meet the content requirements of Section 494.1(a) of the Illinois Insurance Code (Code) and time distribution requirements as set forth in Exhibit E, F, G or H, whichever is applicable.

c) For the purposes of this Section, the minimum number of hours may be made up of any combination of classroom, seminar or self-study hours. A self-study course must have an examination.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 3119.60 Continuing Education Requirements

a) The certification form must be received by the Director at least 30 days prior to any course being offered.

b) For the purposes of this Section, "full credit" shall mean the amount of time as certified by the provider as necessary for a student to study for and pass an examination, or in the case of a

NOTICE OF PROPOSED AMENDMENTS

course with no examination, the number of documented classroom attendance hours.

c) Courses shall be insurance-oriented, but may include other subject material, such as sales, marketing, motivation, prospecting and psychology only if such material is incidental to and an integral part of the course.

c) Courses shall be intended to increase the knowledge and understanding of insurance principles and coverages, applicable laws, and insurance regulations. Marketing, motivation, prospecting and psychology may be included if such material is incidental to and an integral part of the course. To be considered as incidental, the number of hours may not exceed 50% of the total number of hours devoted to acceptable basic course material.

The following courses shall not be considered for continuing education:

- 1) Courses used for insurance pre-licensing training or insurance qualifying examination preparation.
- 2) Courses teaching general business, general accounting, management, communication, computer operation and other similar general knowledge courses.
- 3) Courses with less than three hours of certified continuing education credit.

d) The value of course credit for the purposes of this Section shall be determined as follows:

- 1) Supervised Examinations

A) Successful Completion

Students who successfully complete a supervised examination will receive full credit for the course.

B) Unsuccessful Completion

Students who do not successfully complete a supervised examination will receive 50% of the credit for the course.

- 2) Non-Supervised Examination
 - A) Successful Completion

Students who successfully complete a non-supervised examination will receive full credit for the course.
 - B) Unsuccessful Completion

Students who do not successfully complete a non-supervised examination will receive no credit.
- 3) Courses Without Examination

Students will receive one-hour-of credit for each-hour-of documented attendance based on the certified hours assigned to the course.
- e) No additional credit will be given to a producer for a course that has been successfully completed and for which the producer has previously received credit.
- f) The maximum credit a producer can receive for any one course is 25 hours.

(Source: Amended at _____ Ill. Reg. _____, effective _____)
Section 3119.70 Course and Provider Disqualification

- a) The Director may disqualify any provider and/or any provider's course(s) if the Director finds that:
 - 1) the provider or course has not met the requirements of this Part;
 - 2) the provider has made a material misstatement or intentional misrepresentation on a certification form filed with the Director; a misstatement will be considered material if the course would not have been certified in the absence of such statement.
 - 3) the provider has intentionally misrepresented itself or its course to students or prospective students.
 - 4) the provider has violated any commitment made in the request for certification and supplementary attachments thereto including failure to maintain the standards and method of operation.

NOTICE OF PROPOSED AMENDMENTS

set forth in the request for certification and any supplementa-
ry attachments thereto;

5) the provider has employed instructors who do not meet the requirements of Section 3119.30(e) of this Part;

56) the provider is deemed by the Director to have failed to act in good faith in providing a course. A failure to act in good faith may only be evidenced by the following:

A) a student pass/fail ratio inconsistent with those of other providers for courses which are similar in content and difficulty;

B) the number of complaints received by the Director which specifically relate to the provider's course(s);

C) provides to the student a proof of completion form which contains false, misleading or incomplete information;

D) provides to the student a partially completed proof of completion form which would allow the student to add false, misleading or incomplete information;

67) the provider has failed to maintain the materials and records for courses, instructors and students as required by this Part pursuant to Section 3119.30.

8) the provider failed upon request of the Director to provide the Director with information and records required by this Part or the provider provided false, misleading or incomplete information or records.

b) Disqualification of a provider or course pursuant to this Section shall be by written order sent to the provider by certified or registered mail at the address specified in the records of the Department. The provider may in writing request a hearing in accordance with 50 Ill. Adm. Code 2402, within 30 days from the date of mailing. If no written request is made, such order shall be final upon the expiration of said 30 days.

c) If the provider requests a hearing pursuant to this Section within 30 days, then the Director shall issue within 30 days of receipt of such request a written notice of hearing to the provider by certified or registered mail sent to the provider to the address as specified in the records of the Department, and stating:

NOTICE OF PROPOSED AMENDMENTS

set forth in the request for certification and any supplementa-
ry attachments thereto;

1) The grounds, charges or conduct which justifies disqualifica-
tion under this Section;

2) A specific time for the hearing, which may not be less than 20 days nor more than 30 days after the mailing of the notice of hearing; and

3) A specific place for the hearing.

d) Upon disqualification, the provider shall immediately discontinue offering its course(s) as a certified course(s). The Director shall publish all final disqualification.

e) In any order of disqualification, the Director shall give consider-
ation of credit hours to present students.

(Source: Amended at: Ill. Reg. _____, effective _____)

SECTION 3119. EXHIBIT A REQUEST FOR CERTIFICATION OF A PRE-LICENSING COURSE

ILLINOIS DEPARTMENT OF INSURANCE
320 WEST WASHINGTON STREET
SPRINGFIELD, ILLINOIS 62767

PROVIDER'S NAME: _____

FEDERAL EMPLOYER'S I.D./SOCIAL SECURITY NO.: _____

PROVIDER'S ADDRESS: _____

PROVIDER'S TELEPHONE NUMBER: _____

COURSE TITLE: _____

FIRST DATE COURSE TO BE OFFERED: _____

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED AMENDMENTS

IF-SEMINAR-7-BATES-OF-ALL-FUTURE-PRESENTATIONS:

CLASSES) OF INSURANCE TO WHICH COURSE IS APPLICABLE:

LIFE ACCIDENT & HEALTH PROPERTY CASUALTY MOTOR VEHICLE

INSTRUCTION METHOD

CLASSROOMSEMINAREXAMINATION

CREDIT HOURS-REQUESTED

CLASSROOM-HOURS-SEMINAR-HOURS-TOTAL-HOURS-REQUESTED-

OTHER-STATES-THAT-HAVE-APPROVED-THIS-PRE-LICENSING-COURSE:

STAFF

HOURS-APPROVED

INSTRUCTION METHOD/HOURS

NUMBER OF CLASSROOM HOURS

NUMBER OF SEMINAR HOURS

NUMBER OF CORRESPONDENCE (SELF-STUDY) HOURS
(NOTE: MUST HAVE EXAMINATION)

NUMBER OF OTHER HOURS (EXPLAIN)

NUMBER OF EXAMINATION HOURS

TOTAL NUMBER OF HOURS REQUESTED

ILLINOIS REGISTER

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED AMENDMENTS

IS COURSE AVAILABLE TO PUBLIC YES NO

IF USING A PUBLISHERS COURSE, SUBMIT A COPY OF TITLE PAGE AND PAGE WITH DATE OF COPYRIGHT. IF NOT USING PUBLISHERS TEXT, SUBMIT COURSE OUTLINE.

SUBMIT SEPARATE EXHIBIT A FOR EACH CLASS OF INSURANCE.

We do certify that this course meets all of the applicable requirements of Part 3119 and that we will maintain and provide students all applicable records required by Part 3119. We understand that failure to comply with the requirements of Part 3119 will result in our disqualification.

Signature _____

Name _____

Title _____

Date Submitted _____

FOR USE BY THE OFFICE OF THE DIRECTOR OF INSURANCE ONLY

Course certified for Pre-licensing Education credit hours.

Course not certified for Pre-licensing Education credit hours.

Comments:

(Source: Amended at Ill. Reg. _____, effective _____)
SECTION 3119. EXHIBIT B REQUEST FOR CERTIFICATION OF A CONTINUING EDUCATION COURSE

NOTICE OF PROPOSED AMENDMENTS

ILLINOIS DEPARTMENT OF INSURANCE
320 WEST WASHINGTON STREET
SPRINGFIELD, ILLINOIS 62767

PROVIDER'S NAME: _____

FEDERAL EMPLOYERS I.D. / SOCIAL SECURITY NO.: _____

PROVIDER'S ADDRESS: _____

PROVIDER'S TELEPHONE: _____

COURSE TITLE: _____

FIRST DATE COURSE TO BE OFFERED: _____

CLASS(ES) OF INSURANCE TO WHICH COURSE IS APPLICABLE:

LIFE ____ ACCIDENT & HEALTH ____ PROPERTY ____ CASUALTY ____ MOTOR VEHICLE

INSTRUCTION-METHOD

----CLASSROOM

----CORRESPONDENCE-(Self-Study)

----EXAMINATION

----SEMINAR

----NO-EXAMINATION

EXAMINATION-METHOD

----SUPERVISED

----NON-SUPERVISED

----NO-EXAMINATION

NUMBER-OF-HOURS-NECESSARY-TO-PASS-FOR-AND-PASS-EXAMINATION:
 NUMBER-OF-CLASSROOM-OR-SEMINAR-HOURS _____
 NUMBER-OF-SUPERVISED-HOURS _____
 NUMBER-OF-EXAMINATION-HOURS _____
 TOTAL-NUMBER-OF-HOURS _____
 CREDIT-HOURS-REQUESTED-FOR-APPROVAL _____

ILLINOIS REGISTER

DEPARTMENT OF INSURANCE

NOTICE OF PROPOSED AMENDMENTS

INSTRUCTION METHOD/HOURS

NUMBER OF CLASSROOM HOURS _____

NUMBER OF SEMINAR HOURS _____

NUMBER OF CORRESPONDENCE (SELF-STUDY) HOURS _____

(NOTE: MUST HAVE EXAMINATION) _____

NUMBER OF OTHER HOURS (EXPLAIN) _____

NUMBER OF EXAMINATION HOURS _____

TOTAL NUMBER OF HOURS REQUESTED _____

IS COURSE AVAILABLE TO PUBLIC YES ____ NO ____

OTHER STATES THAT HAVE APPROVED THIS CONTINUING EDUCATION COURSE:

STATES

IF USING A PUBLISHERS COURSE, SUBMIT A COPY OF TITLE PAGE AND PAGE WITH DATE OF COPYRIGHT. IF NOT USING PUBLISHERS TEXT, SUBMIT COURSE OUTLINE.

We do certify that this course meets all of the applicable requirements of Part 3119 and that we will maintain and provide students all applicable records required by Part 3119. We understand that failure to comply with the requirements of Part 3119 will result in our disqualification.

Signature _____

Name _____

Title _____

Date Submitted _____

IMPORTANT:--A content-outline-of-the-course-must-accompany-this-form-

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I hereby certify that the above information is true and correct to the best of my knowledge and belief; and that a false statement is cause for provider disqualification.

Authorized Signature for Provider _____ Date _____

Printed Name for Authorized Signature _____ Printed Name of Instructor _____

DO NOT OMIT IDENTIFICATION AND COURSE NUMBERS OR YOUR REQUEST WILL NOT BE HONORED.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

SECTION 3119. EXHIBIT D CONTINUING EDUCATION - PROOF OF COMPLETION

NAME: _____ SOCIAL SECURITY NUMBER: _____

ADDRESS: _____

COURSE-PROVIDER-S-CLASS-OF--TYPE-COURSE-(CLASSROOM-DATE-COURSE-CREDIT-HRS NAME--NAME--NAME--NAME--INSURANCE-SEMINAR-SELF-STUDY)--COMPLETED--EARNED--

1: _____

2: _____

3: _____

4: _____

5: _____

TOTAL-CREDIT-HOURS-EARNED: _____

CARRY-OVER-HOURS _____

THE ABOVE-CREDIT-HOURS-WERE-EARNED-AS-FOLLOWS:

CLASSROOM-OR-SEMINAR-HOURS----SELF-STUDY----EXAMINATION----SEPAR-

1: _____

2: _____

3: _____

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2: _____

3: _____

4: _____

5: _____

TYPE-OF-LICENSE-HELD:

---LIFE------HEALTH------PROPERTY------CASHABILITY------MOTOR-VEHICLE

I-CERTIFY-THAT-I-PERSONALLY
EMPLOYED-SHE-ABOVE-COURSE(S)-

Licensee's Signature _____

INFORMATION MUST BE PRINTED OR TYPED

PRODUCER'S NAME _____

PRODUCER'S SOCIAL SECURITY NUMBER _____

COURSE NUMBER _____

COURSE TITLE _____

DATE COMPLETED _____

CREDIT HOURS EARNED _____

CERTIFIED PROVIDER NAME _____

PROVIDER FEDERAL EMPLOYER'S IDENTIFICATION NUMBER (FEIN) _____

PROVIDER SOCIAL SECURITY NO. (If provider is an individual) _____

I hereby certify that the above information is true and correct to the best of my knowledge and belief; and that a false statement is cause for denial, suspension or revocation of license.

<u>Producer's Signature</u>	<u>Date</u>
<p>I hereby certify that the above information is true and correct to the best of my knowledge and belief; and that a false statement is cause for provider disqualification.</p>	
<u>Authorized Signature for Provider</u>	<u>Date</u>

Printed Name for Authorized Signature Printed Name of Instructor

It is important that this form be completed and sent to the Department of Insurance attached only to the producer's license renewal application for the first four years following the original license issue date.

DO NOT OMIT IDENTIFICATION AND COURSE NUMBERS OR YOUR REQUEST WILL NOT BE HONORED.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

Section 3119. EXHIBIT H COURSE OF STUDY - CASUALTY/MOTOR VEHICLE

Course of Study Content Requirements Time Distribution Requirements

I. Insurance and Insurance-Related Concepts 25%

- A. Risks
- B. Hazards
- C. Indemnity
- D. Insurable interest
- E. Actual cash value
- F. Negligence
- G. Liability
- H. Accident
- I. Occurrence
- J. Burglary
- K. Robbery
- L. Theft
- M. Mysterious disappearance
- N. Fidelity (employee dishonesty)
- O. Warranties
- P. Representations

II. Policy Provisions

20%

- A. Declarations
 - B. Definition of the insured
 - C. Insuring agreement
 - D. Duties of the insured
 - E. Obligations of the company
 - F. Cancellation and nonrenewal provisions
 - G. Supplementary payments (additional coverages)
 - H. Proof of loss (notice of claim)
 - I. Arbitration
 - J. Pro rata liability (other insurance)
 - K. Subrogation
 - L. Compliance with provisions of Fair Credit Reporting Act
- III. Types of Policies 25%
 - A. General liability
 - 1. Owners, landlords, and tenants
 - 2. Manufacturers, contractors
 - 3. Products and completed operations
 - 4. Contractual liability
 - 5. Comprehensive general liability
 - B. Automobile-Personal and commercial auto insurance, including assigned risk and involuntary plans
 - C. Workers Compensation
 - D. Crime
- IV. Perils, Exclusions, Deductibles, and Liability 24%
 - A. Bodily injury and property damage liability
 - B. Perils covered
 - C. Exclusions, extensions, limitations, and conditions
 - D. Limits of liability
 - E. Deductibles
- V. Prospecting and Evaluating Needs 2%
 - A. Declarations
 - B. Definition of the insured
 - C. Insuring agreement
 - D. Duties of the insured
 - E. Obligations of the company
 - F. Cancellation and nonrenewal provisions
 - G. Supplementary payments (additional coverages)
 - H. Proof of loss (notice of claim)
 - I. Arbitration
 - J. Pro rata liability (other insurance)
 - K. Subrogation
 - L. Compliance with provisions of Fair Credit Reporting Act

NOTICE OF PROPOSED AMENDMENTS

- A. Keeps current as to changes (e.g., markets, introduction of new coverages) in types of coverages that might expand coverage for current clients or increase the number of potential clients
- B. Reviews prospect's existing policies to prevent duplication of coverage and determine areas of further potential coverage
- C. Obtains information necessary to analyze risks, hazards, and exposures
- D. Analyzes risks, hazards, and exposures in order to determine prospect's needs
- E. Evaluates continued adequacy of protection, determines unprotected exposures, and recommends suitable changes in coverage
- F. Contacts accounts at renewal time and reviews existing policies

VI. Servicing Clients

- A. Explains services (e.g., claims, safety programs) provided by agent and company
- B. Assists policyowner with service needs (e.g., change of name, policy loans, change of mode of premium payment)
- C. Maintains accurate records of client data (e.g., change of address)
- D. Assists in filing and following up of claims

VII. Presentation and Acceptance

- A. Informs insured and carrier of date and time coverage takes effect
- B. Prepares and forwards proposal, application, and other pertinent information to appropriate carrier for underwriting and premium determination
- C. Maintains complete records of all business transactions as required (e.g., pending files, binders, and binder charges)

(Source: Amended at _____ Ill. Reg. _____, effective _____)

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1) The Heading of the Part: CHILD SUPPORT ENFORCEMENT2) Code Citation: 89 Ill. Adm. Code 1603) Section Numbers:Proposed Action:

- Amendment 160.5
- Amendment 160.60
- Amendment 160.65
- Amendment 160.70
- Amendment 160.100
- Amendment 160.110
- Amendment 160.120
- Amendment 160.130
- Amendment 160.132
- New Section 160.134
- New Section 160.136
- New Section 160.138

4) Statutory Authority:

89 Ill. Adm. Code 160.5 thru 160.138

Sections 10-1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 10-1 et seq. and 12-13)

89 Ill. Adm. Code 160.60 and 160.65

Sections 10-3.1, 10-6 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 10-3.1, 10-6 and 12-13)

5) A Complete Description of the Subjects and Issues Involved:

89 Ill. Adm. Code 160.5 thru 160.138

This proposed rulemaking establishes timeframes for the distribution of child support collections, describes how distribution will occur for various types of IV-D cases and clarifies the Department's handling and application of intercepted tax refunds. These proposals derive from changes in federal regulations resulting from the Family Support Act of 1988 (Public Law 100-485).

89 Ill. Adm. Code 160.60 and 160.65

This rulemaking establishes the Department's program and

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demonstration project for periodic review and modification of support obligations. If also sets forth the rights of the affected parties to challenge or contest proposed modifications of support obligations. These proposals reflect and implement requirements of the Family Support Act of 1988 (Public Law 100-485).

6) Will these Proposed Amendments replace Emergency Amendments currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes X No

8) Do these Proposed Amendments contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

89 Ill. Adm. Code 160.5 thru 160.138

Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Myron Brigman, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

89 Ill. Adm. Code 160.60 and 160.65

Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Myron Brigman, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

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12) Initial Regulatory Flexibility Analysis:

89 Ill. Adm. Code 160.5 thru 160.138

This rulemaking has no effect on small businesses.

89 Ill. Adm. Code 160.60 and 160.65

A) Date Proposed Amendments were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: July 16, 1990

B) Types of small businesses affected: Any small businesses that may employ responsible relatives of IV-D clients.

C) Reporting, bookkeeping or other procedures required for compliance: See subsection (e) of proposed 89 Ill. Adm. Code 160.65, Modification of Support Obligations, for a description of employment information that the Department will seek from employers of IV-D responsible relatives.

D) Types of professional skills necessary for compliance: Does not require specialized professional skills for compliance.

The full text of the Proposed Amendments begins on the next page:

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NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES

CHAPTER I: DEPARTMENT OF PUBLIC AID

SUBCHAPTER F: COLLECTIONS

PART 160

CHILD SUPPORT ENFORCEMENT

SUBPART A: CHILD SUPPORT ENFORCEMENT

Section 160.1 Incorporation By Reference
 160.5 Definitions
 160.10 Child Support Program
 Assignment of Rights to Support
 160.20 Assignment of Child Support Enforcement Upon Finding of Good Cause

SUBPART B: COOPERATION WITH CHILD SUPPORT ENFORCEMENT
 160.30 Cooperation With Support Enforcement Program
 160.35 Good Cause For Failure to Cooperate With Support Enforcement
 160.40 Proof of Good Cause For Failure to Cooperate With Support Enforcement
 160.45 Suspension of Child Support Enforcement Upon Finding of Good Cause
SUBPART C: ESTABLISHMENT AND MODIFICATION OF CHILD SUPPORT ORDERS
 160.60 Establishment and Modification of Support Obligations
 160.65 Modification of Support ObligationsSUBPART D: ENFORCEMENT OF CHILD SUPPORT ORDERS
 160.70 Enforcement of Support Orders
 160.75 Withholding of Income to Secure Payment of Support
 Amnesty - 20% Charge

Section 160.60 Establishment and Modification of Support Obligations
 160.65 Modification of Support Obligations

Section 160.100 Distribution Of Child Support For AFDC Recipients
 160.110 Distribution Of Child Support For Former AFDC Recipients Who Continue To Receive Child Support Enforcement Services
 160.120 Distribution Of Child Support Collected While The Client Was An AFDC Recipient, But Not Yet Distributed At The Time The AFDC Case Is Cancelled
 160.130 Distribution Of Intercepted Income Tax Refunds and Other State Payments
 160.132 Distribution Of Child Support For Non-AFDC Clients
 160.134 Distribution Of Child Support For Interstate Cases
 160.136 Distribution Of Support Collected in IV-E Foster Care Maintenance Cases
 160.138 Distribution Of Child Support for Medical Assistance No Grant Cases

SUBPART G: STATEMENT OF CHILD SUPPORT ACCOUNT ACTIVITY
 160.140 Statement Of Child Support Account ActivitySUBPART H: DEPARTMENT REVIEW OF DISTRIBUTION OF CHILD SUPPORT
 160.150 Department Review Of Distribution Of Child Support For AFDC Recipients
 160.160 Department Review Of Distribution Of Child Support For Former AFDC Recipients

AUTHORITY: Implementing and authorized by Sections 4-1.7, 10-1 et seq., 12-4.3, and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987-1989, ch. 23, pars. 4-1.7, 10-1 et seq., 12-4.3 and 12-13).

SOURCE: Recodified from 89 Ill. Adm. Code 112.78 through 112.86 and 112.88 at 10 Ill. Reg. 11928; amended at 10 Ill. Reg. 19990, effective November 14, 1986; emergency amendment at 11 Ill. Reg. 4800, effective March 5, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 9129, effective April 30, 1987; amended at 11 Ill. Reg. 15208, effective August 31, 1987; emergency amendment at 11 Ill. Reg. 1563, effective December 31, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 9065, effective May 16, 1988; amended at 12 Ill. Reg. 18185, effective November 4, 1988; emergency amendment at 12 Ill. Reg. 20835, effective December 2, 1988, for a maximum of 150 days;

SUBPART E: EARMARKING CHILD SUPPORT PAYMENTS
 Section 160.90 Earmarking Child Support Payments

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amended at 12 Ill. Reg. 22278, effective January 1, 1989;
 amended at 13 Ill. Reg. 4268, effective March 21, 1989; amended at 13 Ill. Reg. 7761, effective May 22, 1989; amended at 13 Ill. Reg. 14385, effective September 1, 1989; amended at 13 Ill. Reg. 16768, effective October 12, 1989; amended at 14 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART A: CHILD SUPPORT ENFORCEMENT

Section 160.5 Definitions

"AFDC" refers to the Aid to Families with Dependent Children Program, Title IV-A of the Social Security Act (42 U.S.C. 601 et seq.) that is financial and medical assistance available to families with one or more dependent children ~~or-on-behalf-of-dependent~~ ~~children-in-foster-care-under-the-guardianship-of-the~~ Department-of-Children-and-Family-Services.

"AFDC recipient" refers to a person who is receiving financial and medical assistance under the AFDC Program in the current month.

"Assignment of support" refers to the transfer of support rights to (1) the Department by the acceptance of AFDC benefits, pursuant to 42 U.S.C. 602(a)(26)(A) and Section 10-1 of the Illinois Public Aid Code (Ill. Rev. Stat. 1987 1989, ch. 23, par. 10-1) or (2) the Department of Children and Family Services ("DCFS") in the case of IV-E foster care, pursuant to 42 U.S.C. 671(a)(17) and Section 9.1 of the Children and Family Services Act (Ill. Rev. Stat. 1989, ch. 23, par. 5009.1).

"Cancellation" refers to the discontinuance of AFDC financial and medical benefits for an assistance unit because of the failure to satisfy the conditions of eligibility under the Title IV-A State Plan.

"Child support enforcement services" refers to those services provided to establish, enforce and collect support, in accordance with an approved State Plan under Title IV-D of the Social Security Act (42 U.S.C. 654).

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Section 160.5 Definitions (Cont'd)

"Date of Collection" for distribution purposes in all cases refers to the date on which (a) a payor of income withholds an amount from a responsible relative's wages or other income to meet a support obligation, when there is a served order of income withholding, (b) the Department of Employment Security withholds an amount from a responsible relative's unemployment insurance benefits ("UIB") to meet a support obligation when there is withholding of UIB or (c) in all other instances, a support payment is received by the Clerk of the Court or the Department, whichever date is earlier.

"Family Support Information System" or "FSIS" refers to the data processing system used to process all IV-D cases in Illinois.

"IV-D account receivable" or "support account" refers to a part of the accounting system in FSIS used to record charges, payments, and account adjustments for a particular account. More than one account may exist for a given caretaker relative and for a given responsible relative. For example, a mother with two children by one father from one marriage, and three children by a second father from another marriage, will have two support accounts if there are two separate support obligations. If children are born in a non-marital relationship, there will be one account per child.

"IV-D program" or "IV-D" refers to the child support program set forth in 42 U.S.C. 651 et seq. and this part of the Department administrative rules.

"IV-E foster care" or "IV-E" refers to the foster care program set forth in 42 U.S.C. 670 et seq.

"Initial receipt in the State" for disbursement purposes in all cases refers to the date on which (a) the Department of Employment Security withholds an amount from a responsible relative's unemployment insurance benefits ("UIB") to meet a support obligation, when there is a withholding of UIB, or (b) in all other instances, a support payment is received by the Clerk of the Court or the Department, whichever date is earlier.

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Section 160.5 Definitions (Cont'd)

"Responsible relative" refers to a person who is responsible, or alleged to be responsible, under law for support of a dependent.

"Support case" refers to a case established in the FSIS for the purpose of providing establishment, enforcement and collection services to dependent children and their custodial parent, in accordance with the provisions of Title IV-D of the Social Security Act (42 U.S.C. 654).

"Support obligation" refers to the duty a non-custodial relative owes to his or her dependents, as set forth in a legally-validated court or administrative order.

"Unreimbursed AFDC" refers to the total amount of financial assistance provided to a family unit, in accordance with Title IV-A of the Social Security Act (42 U.S.C. 601 et seq.) for which the State and Federal governments have not been reimbursed. The State and Federal governments are limited in the amount of support payments they may retain for "unreimbursed AFDC", in accordance with the provisions set forth in Sections 160.100, 160.110 and 160.130 of this Part. The "amount of unreimbursed assistance accrued prior to the AFDC cancellation", reported in the Department's "Statements of Child Support Account Activity for Former Recipients" (see Section 160.140), is that limited amount which the Department is entitled to retain.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

SUBPART C: ESTABLISHMENT AND MODIFICATION OF CHILD SUPPORT ORDERS

Section 160.60 Establishment and Modification-of Support Obligations

a) Definitions

- 1) "FSS" means any Family Support Specialist performing assigned duties, his supervisory staff

- A) The Department shall contact and interview responsible relatives in Title IV-D cases to establish support obligations, following the

Section 160.60 Establishment and Modification-of Support Obligations (Cont'd)

"Responsible relative" refers to a person who is responsible, or alleged to be responsible, under law for support of a dependent.

"Service" or "Served" means notice given by certified mail, return receipt requested, or by any method provided by law for service of summons. (See Sections 2-203 and 2-206 of the Civil Practice Law (Ill. Rev. Stat. 1987-1989, ch. 110, pars. 2-203 and 2-206)).

"Support Statutes" means the following:

- A) Article X of the Illinois Public Aid Code (Ill. Rev. Stat. 1987-1989, ch. 23, par. 10-1 through par. 10-19);
- B) The Illinois Marriage and Dissolution of Marriage Act (Ill. Rev. Stat. 1987-1989, ch. 40, par. 101 et seq.);
- C) The Non-Support of Spouse and Children Act (Ill. Rev. Stat. 1987-1989, ch. 40, par. 1101 et seq.);
- D) The Revised Uniform Reciprocal Enforcement of Support Act (Ill. Rev. Stat. 1987-1989, ch. 40, par. 1201 et seq.);
- E) The Paternity Act (Ill. Rev. Stat. 1987-1989, ch. 40, par. 1351 et seq.);
- F) The Illinois Parentage Act of 1984 (Ill. Rev. Stat. 1987-1989, ch. 40, par. 2501 et seq.); and
- G) Any other statute in another state which provides for child and spouse support.

b) Responsible Relative Contact

- 1) Timing and Purpose of Contact

- A) The Department shall contact and interview responsible relatives in Title IV-D cases to establish support obligations, following the

DEPARTMENT OF PUBLIC AID

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Section 160.60 Establishment and Modification of Support Obligations (Cont'd)

B) State income tax (properly calculated withholding or estimated payments);

C) Social Security (FICA payments);

D) Mandatory retirement contributions required by law or as a condition of employment;

E) Union dues;

F) Dependent and individual health/hospitalization insurance premiums;

G) Prior obligations of support or maintenance actually paid pursuant to a court order or administrative support order;

H) Expenditures for repayment of debts that represent reasonable and necessary expenses for the production of income;

I) Medical expenditures necessary to preserve life or health; and

J) Reasonable expenditures for the benefit of the child and the other parent, exclusive of gifts.

5) The deductions in subsections (4)(H), (I) and (J) above shall be allowed only for the period that such payments are due. The Department shall enter administrative, or request the court to enter, support orders which contain provisions for an automatic increase in the support obligation upon termination of such payment period.

6) The above guidelines shall be applied in each case unless the Department, after considering evidence presented on all relevant factors, finds a reason for deviating from the guidelines as follows:

NOTICE OF PROPOSED AMENDMENTS

Section 160.60 Establishment and Modification of Support Obligations (Cont'd)

A) For child support, relevant factors include, but are not limited to, the following:

- the financial resources and needs of the child;
- the financial resources and needs of the custodial parent;
- the standard of living the child would have enjoyed had the marriage not been dissolved, the separation not occurred or the parties married;
- the physical and emotional condition of the child, and his educational needs; and
- the financial resources and needs of the non-custodial parent.

B) For child and spouse support, additional relevant factors include, but are not limited to, the following:

- the financial resources of the spouse seeking support, including marital property apportioned to him, and his ability to meet his needs independently, including the extent to which a provision for support of a child living with him includes a sum for him as custodian;
- the time necessary to acquire sufficient education or training to enable the spouse seeking support to find appropriate employment;
- the standard of living established during the marriage;
- the duration of the marriage;
- the age and the physical and emotional

NOTICE OF PROPOSED AMENDMENTS

Section 160.60 Establishment and Modification of Support Obligations (Cont'd)

condition of both parties;

vi) the ability of the spouse from whom support is sought to meet his needs while meeting those of the spouse seeking support; and

vii) the tax consequences of the property division upon the respective economic circumstances of the parties.

C) Each order requiring support which deviates from the guidelines shall contain express findings of the reasons for the different amount.

7) In cases where health/hospitalization insurance coverage is not being furnished by the responsible relative to a child to be covered by a support order, the Department shall enter administrative, or request the court to enter support orders requiring the relative to provide such coverage when a child can be added to an existing insurance policy at reasonable cost. However, in Title IV-D non-APDC cases where the client is neither an applicant for nor a recipient of Medical Assistance, the Department shall enter or request such support orders only with the client's consent. Net income shall be reduced by the cost thereof in determining the minimum amount of support to be ordered.

8) The final order in all cases shall state the support level in dollar amounts.

9) If there is no net income because of the unemployment of a responsible relative who resides in Illinois and is not receiving General Assistance in the City of Chicago and has children receiving APDC in Illinois, the Department, when proceeding under subsection (d) below, shall order, or, when proceeding under subsection (e) below, shall request the court to order the relative to report for participation in job search, training or work programs established

Section 160.60 Establishment and Modification of Support Obligations (Cont'd)

for such relatives under Section 9-6 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, par. 9-6).

d) Administrative Process

1) Use of Administrative Process

A) Department FSS's shall establish ~~and modify~~ support obligations of responsible relatives through the administrative process set forth in this subsection (d), in Title IV-D cases, wherein the court has not acquired jurisdiction previously, in matters involving:

i) presumed paternity as set forth in Section 5 of the Illinois Parentage Act (Ill. Rev. Stat. 1987-1989, ch. 40, par. 2505) and support is sought from one or both parents; and

ii) alleged paternity and support is sought from the mother.

B) In addition to those items specified in subsection (b)(2) above, the notice of support obligation shall inform the responsible relative of the following:

i) that he may be liable for reimbursement of public assistance furnished the named persons prior to determination of the ability to support; and

ii) that upon failure of the responsible relative to appear for the interview or to provide necessary information to determine net income, an administrative support order may be entered by default or the Department may seek court determination of financial ability based upon the guidelines.

2) The FSS shall determine the ability of each

DEPARTMENT OF PUBLIC AID

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Section 160.60 Establishment and-Modification-of Support Obligations (Cont'd)

responsible relative to provide support in accordance with subsection (c) above when such relative appears in response to the notice of support obligation and provides necessary information to determine net income. An administrative support order shall be entered which shall incorporate the resulting support amount therein.

3) Failure to Appear

A) In instances in which the responsible relative fails to appear in response to the notice of support obligation or fails to provide necessary information to determine net income, the FSS shall enter an administrative support order by default, except as provided in subsection (d)(3)(C) below. The terms of the order shall be based upon the needs of the persons for whom support is sought, as furnished by affidavit of the IV-D client. No default order shall be entered when a responsible relative fails to appear at the interview unless the relative shall have been served with a notice of support obligation.

B) The FSS shall issue a subpoena to a responsible relative who fails to appear for interview, or who appears and furnishes income information, when the FSS has information from the Title IV-D client, the relative's employee or any other reliable source indicating that:

- i) financial ability, as determined from the guidelines contained in subsection c) above, exceeds the amount indicated in case of default, as indicated in subsection (d)(3)(A) above, or
- ii) income exceeds that reported by the relative.

C) In instances in which the relative fails or

Section 160.60 Establishment and-Modification-of Support Obligations (Cont'd)

refuses to accept or fully respond to a Department subpoena issued to him pursuant to subsection (d)(3)(B) above, the FSS shall enter a temporary administrative support order by default, in accordance with subsection (d)(3)(A) above, and shall then seek establishment of-modification-of support obligations through the judicial process pursuant to subsection (e) below.

4) Registration of Order

- A) The FSS shall register a support order entered by a court or administrative body of any other state referred for establishment and enforcement of an Illinois support obligation, on behalf of persons receiving Title IV-D services from such state, upon receipt of the following:
 - i) the referring state's IV-D case name and identification number;
 - ii) the names and birthdates of the persons for whom support is ordered;
 - iii) a certified copy of the support order with all modifications;
 - iv) a certified copy of an order for withholding, if any, still in effect;
 - v) a certified copy of the payment record or, if there is no payment record, an affidavit attesting to the amount of arrearage which has accrued under the support order;
 - vi) the name, address, and social security number of the responsible relative; and
 - vii) the name and address of the responsible relative's employer or any other source of income of the relative from which withholding may be effected, if known.

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Section 160.60 Establishment and Modification of Support Obligations (Cont'd)

B) When registered such order shall become an administrative support order of the Department. The FSS shall enter a separate administrative support order of the Department which shall contain the terms of the registered order.

5) An administrative support order shall include the following:

- A) the Title IV-D case name and identification number;
- B) the names and birthdates of the persons for whom support is ordered;
- C) the beginning date, amount and frequency of support;
- D) the manner in which support payments are to be made; and

E) a statement informing the responsible relative that he has 30 days from the date of mailing of the administrative support order in which to petition the Department for a release from or modification of the order and receive a hearing in accordance with 89 Ill. Adm. Code 104.102.

6) Upon entry of any administrative support order, the FSS shall enter a separate administrative order for withholding, based upon and in the same manner as prescribed in Section 160.75. The order shall inform the responsible relative of the grounds for a petition and the time within which to petition the Department to stay service of or to modify, suspend or terminate the order for withholding, or to stay service of the notice of delinquency and receive a hearing in accordance with 89 Ill. Adm. Code 104.104.

7) The FSS shall provide to each responsible relative a copy of each administrative order for support and for withholding entered by:

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Section 160.60 Establishment and Modification of Support Obligations (Cont'd)

A) delivery at the conclusion of an interview where financial ability to support was determined. An acknowledgement of receipt signed by the relative or an affidavit of delivery signed by the FSS shall be sufficient for purposes of notice.

- B) certified mail where the relative fails or refuses to accept delivery or the orders are entered by default.
- C) service in the case of registration of the support orders of another state. A copy of such state's orders shall be served with those of the Department.
- 8) The FSS shall provide to each Title IV-D client a copy of each administrative order for support and for withholding entered.
- e) Judicial Process

1) Department FSS's shall refer Title IV-D cases for court action to establish ~~and modify~~ support obligations of responsible relatives, pursuant to the support statutes (See subsection (a)(3) above) in matters requiring the determination of parentage, in those wherein the court has acquired jurisdiction previously and in instances described in subsection (d)(3)(C) above.

2) The FSS shall prepare and transmit pleadings and obtain or affix appropriate signature thereto, which pleadings shall include, but not be limited to, petitions to:

- A) intervene;
- B) modify;
- C) change payment path;
- D) establish an order for support;
- E) establish retroactive support;

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F) establish past-due support;

G) obtain an order for withholding;

H) establish parentage;

I) obtain a rule to show cause; and

J) combinations of the above.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 160.65 Modification of Support Obligations

a) Definitions

1) "Order for support" means any Illinois court or administrative order for child support.

2) "Order for withholding" means any Illinois court or administrative order for withholding.

3) "Payment received" means any child support payment except intercepts of federal income tax refunds, State Comptroller payments and unemployment insurance benefits.

4) "Quantitative Standard for Review" means the current financial ability of the responsible relative, as determined through automated or manual review, is at least 10% above or below the existing order for support and the change is an amount equal to at least \$5.00 a month.

5) "Automated review" means initial review of financial ability as described in subsection (c) below.

6) "Manual review" means the FSS determination of financial ability as described in subsection (g) below.

7) "Health insurance" means health insurance

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coverage for the dependent child(ren) for whom support is sought.

8) "Health insurance at reasonable cost" means health insurance coverage available through employment or other group health insurance, regardless of service delivery mechanism.

b) Programs for Review and Modification of Support Obligations

1) The Department shall conduct a demonstration project for the development and evaluation of a process to review and modify orders for support in those cases in which the responsible relative resides in Illinois.

A) The locations for the demonstration project are Cook County and the 6th Judicial Circuit (DeWitt, Champaign, Moultrie, Piatt, Macon and Douglas Counties).

B) The demonstration project shall be conducted through the period ending September 30, 1991.

C) Title IV-D cases with existing orders for support which are at least 30 months old as of September 30, 1989 shall be subject to review to determine whether or not the amount of the court or administrative order should be raised or lowered.

D) A one time random selection of cases subject to review shall be made as follows:

i) In Cook County, the experimental group shall consist of 25% of the cases subject to review, and an additional 25% shall be designated as the control group. The remaining 50% of the cases shall not be included in the project.

ii) In the Sixth Judicial Circuit, the experimental groups shall consist of all cases subject to review. A comparison group shall be comprised of

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all active IV-D cases in the Sixth
 Judicial Circuit that had child support
 modifications during the Period October
 1, 1988 through December 31, 1989.

E) The Department shall determine for each project location, the number of cases in which initial reviews will be conducted each month, and shall prioritize the selection of those cases from the experimental groups as follows:

- i) Cases in which the order for support does not require the responsible relative to provide health insurance for the child(ren) covered by the order, an order for withholding has been served on the relative's payor of income and payments pursuant to the order have been received by the Department within the 90 days prior to selection.
- ii) Cases with the same circumstances set forth in subsection (b)(1)(B)(i) above except that payments have not been received by the Department within the 90 days prior to selection.
- iii) Cases in which the order for support requires the responsible relative to provide health insurance for the child(ren) covered by the order, an order for withholding has been served on the relative's payor of income and payments have been received by the Department within the 90 days prior to selection.
- iv) Cases with the same circumstances set forth in subsection (b)(1)(B)(iii) above, except that payments have not been received by the Department within the 90 days prior to selection.
- v) Cases in which the responsible

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relative's payor of income has been identified, but an order for withholding has not been served.

vi) Cases in which the responsible relatives' payor of income has been identified, but an order for withholding has not been entered.

vii) Cases in which the existing order for support was entered by the court before September 12, 1984, the effective date of the child support guidelines set forth in Section 505 of the Illinois Marriage and Dissolution of Marriage Act (Ill. Rev. Stat. 1989, ch. 40, par. 505).

viii) Cases in which the amount of current support required under the existing order for support is over zero, but less than \$80 per month.

ix) Cases in which the oldest child that is covered by the order is between 15 and 17 years of age at the time of the monthly selection.

x) Cases in which the current support amount is zero or the responsible relative's income is unknown.

xi) All other cases in the experimental group.

2) The Department, for the three year period beginning October 1, 1990 and ending September 30, 1993, shall review all orders for support not included in the demonstration project as described in subsection (b)(1) above. The Department shall proceed as follows:

A) select each month all orders which are more than 30 months old since establishment, modification, or the last review, whichever comes later; and

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B) shall prioritize all orders for support in accordance with subsection (b)(1)(E) above; and

C) shall determine for each child support region the number of cases in which initial reviews will be conducted each month.

3) Cases selected for the experimental and control groups in the demonstration project in Cook County as well as the experimental group in the Sixth Judicial Circuit will not be subject to review in accordance with subsection (b)(2) above through the period ending September 30, 1991.

A) The remaining 50% of cases not selected for the Cook County experimental or control group and the comparison cases for the Sixth Judicial Circuit will be subject to review under subsection (b)(2) above.

B) All cases will be subject to review in accordance with subsection (b)(2) above after September 30, 1991.

4) The Department, beginning October 1, 1993 shall review all orders for support no later than 30 months after establishment, modification, or the last review, whichever comes later. The Department shall give priority to existing orders for support that do not include health insurance and that have a high potential to obtain such insurance at reasonable cost by selecting active IV-D cases with the same circumstances set forth in subsection (b)(1)(E)(i) and (ii) above.

5) The Department shall review any order for support whenever any change in financial circumstances of the relative becomes known through representations of the relative or of the IV-D client or from independent sources and such change would materially affect ability to support.

c) Initial Review

1) The Department shall capture all available

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responsible relative financial information from existing federal and State sources (e.g. Illinois Department of Employment Security) through electronic data searches on all IV-D cases set forth in subsection (b) above.

2) The initial review shall consist of an electronic calculation of the responsible relative's financial ability, in accordance with the guidelines set forth in Section 160.60(c) using the information obtained through the data searches provided for in subsection (c)(1) above.

d) Notice of Initial Review

1) The Department shall notify each client and responsible relative of the results of the initial review.

A) In all IV-D ARDC cases in which the initial review met the Quantitative Standard for Review, the notice shall state that the Department will conduct a further review to verify information and determine the responsible relative's current financial ability in accordance with the guidelines as set forth in Section 160.60(c).

B) In all other IV-D cases in which the initial review met the Quantitative Standard for Review, the notice shall state that the Department will conduct a further review and seek modification only upon request of the client or responsible relative received by the Department within 30 days of the date of the notice.

C) In all IV-D cases in which the initial review did not meet the Quantitative Standard for Review, the notice shall state that since modification is not indicated the Department will proceed, only upon request of the client or the responsible relative received by the Department within 30 days of the date of the notice.

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2) The Department shall include with the notice of initial review results:

A) A copy of the electronic calculation of the responsible relative's financial ability; and

B) A form financial affidavit.

i) In AFDC cases in which the initial review met the Quantitative Standard for Review, a request that the client and responsible relative complete the affidavit and return it to the Department within 30 days of the date of the notice.

ii) In all other IV-D cases, the client and responsible relative are advised that if a further review is being requested, the affidavit must be completed and returned to the Department within 30 days of the date of the notice.

3) The notice to the client and responsible relative shall state that if, as a result of further review, action is taken to modify the existing order for support, the Department will order or request the court to order the responsible relative to provide health insurance coverage. However, in cases where the client is not receiving medical assistance the notice shall state that health insurance will be ordered or requested only with the client's consent, as provided in Section 160.60(c)(7).

e) Employer Contact

1) The Department shall issue a subpoena duces tecum to the responsible relative's employer at the same time notice of initial review is sent to the client and responsible relative, and whenever a change in the responsible relative's employer becomes known during the course of review. The subpoena shall:

A) require production of responsible relative

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employment records with information including, but not limited to:

i) the period of employment;

ii) the frequency of wage payments;

iii) gross wages, net pay and all deductions taken in reaching net pay;

iv) the number of dependent exemptions claimed by the responsible relative; and

v) health insurance coverage available to the responsible relative through the employer.

B) allow, in lieu of producing records, the completion and return of a form response to subpoena duces tecum providing responsible relative employment information.

C) require employer compliance within 30 days of the date of the subpoena.

2) The FSS shall contact the responsible relative's employer by mail or telephone whenever necessary to obtain clarification of employment records or the response to subpoena duces tecum.

f) Initial Actions taken by the Department

1) The Department shall notify each client and responsible relative of the results of the initial review at least 30 days prior to the FSS determination of financial ability.

2) Each client and responsible relative shall be advised of the right to request a review.

3) All cases will be reviewed upon the request of either the client or responsible relative.

4) All AFDC cases will be reviewed without the request of either the client or responsible relative, except in cases when it is not in the

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best interests of the child(ren).

5) Each client and responsible relative shall be advised of the right to contest the results of the review at least 30 days prior to the date the modification or the decision not to modify becomes final.

FSS Determination of Financial Ability

1) The FSS shall review any financial information concerning the responsible relative. Where the responsible relative's information is not verified through an employer, wage stubs or income tax returns, the FSS shall seek other verification, e.g., subpoena of the responsible relative's income tax return.

2) The FSS shall determine the responsible relative's current financial ability in accordance with the guidelines contained in Section 160.60(c).

3) The FSS shall compare the responsible relative's current financial ability to the amount of the existing order for support and determine if the Quantitative Standard for Review has been met.

Notice of FSS determination of Financial Ability

The Department shall inform the client and responsible relative of the results of the FSS determination and provide a copy of the calculation. The client and responsible relative will be advised whether the Department will proceed to modify the existing order for support and of the right to contest the determination.

1) When the FSS determination of current financial ability indicates the Quantitative Standard for Review has not been met, the client and responsible relative, in both judicial and administrative cases, are advised as follows:

A) The Department will not proceed to modify the order for support.

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best interests of the child(ren).

5) Each client and responsible relative shall be advised of the right to contest the results of the review at least 30 days prior to the date the modification or the decision not to modify becomes final.

FSS Determination of Financial Ability

1) The FSS shall review any financial information concerning the responsible relative. Where the responsible relative's information is not verified through an employer, wage stubs or income tax returns, the FSS shall seek other verification, e.g., subpoena of the responsible relative's income tax return.

2) The FSS shall determine the responsible relative's current financial ability in accordance with the guidelines contained in Section 160.60(c).

3) The FSS shall compare the responsible relative's current financial ability to the amount of the existing order for support and determine if the Quantitative Standard for Review has been met.

Notice of FSS determination of Financial Ability

The Department shall inform the client and responsible relative of the results of the FSS determination and provide a copy of the calculation. The client and responsible relative will be advised whether the Department will proceed to modify the existing order for support and of the right to contest the determination.

1) When the FSS determination of current financial ability indicates the Quantitative Standard for Review has not been met, the client and responsible relative, in both judicial and administrative cases, are advised as follows:

A) The Department will not proceed to modify the order for support.

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hearing in accordance with 89 Ill. Adm. Code 104.102.

iii) Where the client requests a redetermination and the responsible relative requests a hearing, the two requests shall be merged and shall be disposed of simultaneously by the hearing proceeding. The client shall be advised further of the right to be present evidence at the hearing.

iv) Where the responsible relative requests a hearing and the client does not request a redetermination, the client shall be advised further of the right to present evidence at the hearing.

v) Where the client requests a redetermination and the responsible relative does not request a hearing, any change shall result in, or have the effect of, the issuance of a new administrative order for support. The responsible relative shall be advised further of the right to request a hearing and the client of the right to present evidence at the hearing.

3) For purposes of calculating the 30 day period in which to petition the Department for release from or modification of the administrative order for support or to request redetermination of the FSS determination of financial ability, the day immediately subsequent to the mailing of the order or determination shall be considered the first day and the day such request is received by the Department shall be considered as the last day.

i) Further Actions Taken by the Department

1) The Department shall take the following action when the FSS has determined in accordance with subsection (g) above that the Quantitative Standard for Review has been met:

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Section 160.65 Modification of Support Obligations (Cont'd)

A) In a case involving an order for support entered by the court, the FSS shall:

- i) prepare a petition to modify, and obtain or affix appropriate signature thereto;
- ii) refer the case for legal action to modify child support pursuant to Section 510 of the Illinois Marriage and Dissolution of Marriage Act (Ill. Rev. Stat. 1989, ch. 40, par. 510); and
- iii) provide the client and responsible relative with the notice described in subsection (h)(2)(B) above.

B) In a case involving an administrative order for support established under Section 160.60(d), or modified under this rule, the FSS shall enter an administrative order for support incorporating the responsible relative's current financial ability as the new support amount and containing the information specified in Section 160.60(d)(5).

- i) The FSS shall also enter an administrative order for withholding in accordance with Section 160.60(d)(6).
- ii) The FSS shall provide to the client and responsible relative copies of the administrative order for support and for withholding together with the notice described in subsection (h)(2)(C) above.

2) In IV-D cases where the client is neither an applicant for nor a recipient of medical assistance, the Department shall enter or request the court to enter a support order requiring the relative to provide health insurance with the client's consent.

3) Upon receipt of a petition for a release from or

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modification of an administrative order for support as described in subsection (h)(2)(C)(iii) within 30 days of the mailing of such order, the Department will provide a hearing in accordance with 89 Ill. Adm. Code 104.102. The 30 day period shall be calculated in accordance with subsection (h)(3) above.

4) Upon receipt of a request for a redetermination as set forth in subsections (h)(1)(B) and (h)(2)(C)(i) within 30 days of the mailing of the notice, the Department shall conduct such redetermination. The 30 day period shall be calculated in accordance with subsection (h)(3) above.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

SUBPART D: ENFORCEMENT OF CHILD SUPPORT ORDERS

Section 160.70 Enforcement of Support Orders

a) Definitions

The definitions contained in Section 160.60(a) are incorporated herein by reference.

b) Income Withholding

Whether using the administrative process (see Section 160.60(d)) or the judicial process (see Section 160.60(e)), the Department shall follow the procedures for withholding of income contained in Section 160.75 to enforce and collect past-due support owed by responsible relatives in IV-D cases and it shall as promptly as possible distribute all amounts collected. In addition to income as defined in Section 160.75, the Department shall proceed to collect support from the principal and income of trusts as provided by Section 2-1403 of the Code of Civil Procedure (Ill. Rev. Stat. 1987 1989, ch. 110, par. 2-1403).

c) Federal and State Income Tax Refunds and Other State Payments

Section 160.70 Enforcement of Support Orders (Cont'd)

1) The Department shall collect past-due support owed by responsible relatives in IV-D cases through intercept of Federal and State income tax refunds and other State payments (see Section 10.05a of the State Comptroller Act (Ill. Rev. Stat. 1987 1989, ch. 15, par. 210.05a) due such relatives.

2) The Department shall submit past-due support amounts to:

A) the Department of Health and Human Services to intercept Federal income tax refunds in accordance with federal instructions as follows:

i) in IV-D AFDC and ~~IV-B~~ IV-E foster care cases, past-due support owed for a child or for a child and the parent with whom the child is living in an amount not less than \$150 which has been in arrears for 3 months or longer; and

ii) in IV-D Non-AFDC cases, past-due support owed to or for a minor child in an amount not less than \$500.

B) the Comptroller to intercept State income tax refunds and other State payments as follows:

i) in active IV-D cases, past-due support owed in an amount not less than one month's support obligation or \$150, whichever is less; and

ii) in inactive IV-D AFDC and ~~IV-B~~ IV-E foster care cases, past due support owed in any amount.

iii) In cases in which the responsible relative who owes past-due support is receiving periodic payments from this State because of employment, disability, retirement or any other

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1) The Department shall collect past-due support owed by responsible relatives in IV-D cases through intercept of Federal and State income tax refunds and other State payments (see Section 10.05a of the State Comptroller Act (Ill. Rev. Stat. 1987 1989, ch. 15, par. 210.05a) due such relatives.

2) The Department shall submit past-due support amounts to:

A) the Department of Health and Human Services to intercept Federal income tax refunds in accordance with federal instructions as follows:

i) in IV-D AFDC and ~~IV-B~~ IV-E foster care cases, past-due support owed for a child or for a child and the parent with whom the child is living in an amount not less than \$150 which has been in arrears for 3 months or longer; and

ii) in IV-D Non-AFDC cases, past-due support owed to or for a minor child in an amount not less than \$500.

B) the Comptroller to intercept State income tax refunds and other State payments as follows:

i) in active IV-D cases, past-due support owed in an amount not less than one month's support obligation or \$150, whichever is less; and

ii) in inactive IV-D AFDC and ~~IV-B~~ IV-E foster care cases, past due support owed in any amount.

iii) In cases in which the responsible relative who owes past-due support is receiving periodic payments from this State because of employment, disability, retirement or any other

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reason, the Department shall, upon obtaining knowledge of such circumstances, refund any amounts inadvertently intercepted to the responsible relative and proceed to collect past-due support pursuant to the income withholding provisions of the support statutes.

3) The Department shall provide the responsible relative with a notice prior to submitting a past-due support amount for intercept, which advance notice shall inform the responsible relative of the following:

- A) the IV-D case name and identification number;
- B) the past-due support amount which will be submitted for intercept;
- C) the right to contest the determination that past-due support is owed or the amount of past-due support by requesting:
 - i) a redetermination by the Department or, after such redetermination,
 - ii) an administrative review by any other state in which the support order was issued upon which the referral for federal income tax refund intercept is based, at the request of the responsible relative; and
- D) that the Internal Revenue Service will notify the responsible relative's spouse at the time of intercept regarding the steps to take to protect the share of the refund which may be payable to that spouse, in the case of a joint federal income tax return.

4) A request for a redetermination made within 30 days from the date of mailing of the advance notice shall stay the Department from submitting the past-due amount.

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5) No later than 120 days after the date the redetermination was requested, the Department shall provide the responsible relative with a notice of the results of the redetermination and of the right to contest such results by requesting:

- A) a hearing by the Department within 30 days from the date of mailing of the notice; or
- B) an administrative review by any other state in which the support order was issued upon which the referral for federal income tax refund intercept is based;
- C) If a responsible relative requests administrative review by the state in which the support order was issued upon which the referral for federal income tax refund intercept is based, the Department shall notify the state with the order of the request and shall provide that state with all necessary information within 10 days of the responsible relative's request. The Department shall be bound by the decision of the state with the order.
- D) The Department shall proceed in accordance with 89 Ill. Adm. Code 104.103 upon receipt of a request for a hearing.

- E) The Department shall notify:
 - A) any other state enforcing the support order when the request for intercept is submitted and when the intercept amount is received;
 - B) the Department of Health and Human Services of any deletion of an amount submitted for federal income tax refund intercept, in accordance with federal instructions;
 - C) the Comptroller of any deletion of an amount submitted for State income tax refund or other payment intercept or any significant decrease in the amount; and

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D) the Clerk of Circuit Court of the county in which the child support order was entered of any amount intercepted for posting to the court payment record.

9) The Department shall:

- A) as promptly as possible refund to the responsible relative any amount intercepted found to exceed the amount of past-due support owed; and
- B) equitably apportion joint State income tax refunds and other State payments based upon copies of federal and State income tax returns, including all schedules and attachments, or other evidence of ownership, such equitable apportionment to be based on the documented proportionate net income of the parties, and pay to the joint payee that portion of the amount intercepted found to be his; except that the Comptroller shall apportion such refunds and payments in matters where the intercepted funds have not yet been transferred to the Department.

The Department shall-as-promptly-as-possible-apply-sections-it-requires-as-a-result-of-intercepted-under-this-subsection-only-against-the-past-due-support-amount-specified-in-the-advance-fee-provided-the-relative-pursuant-to-subsection-(e)(3)-above-and-shall-pretend-apply:

- A) federal-income-tax-refunds-first-to-satisfy-any-IV-D-AFDC-or-IV-D-foster-care-assigned-past-due-support-and-then-to-satisfy-any-IV-D-Non- AFDC-past-due-support; and
- B) State-income-tax-refunds-and-other-State-payments-to-satisfy-any-active-IV-D- AFDC-and-IV-B-foster-care-assigned-past-due-support-or-first-to-satisfy-active-IV-D-Non- AFDC-past-due-support-and-then-to-satisfy-any-IV-D- AFDC-and-IV-D-foster-care-assigned-past-due-support.

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1110) The Department shall inform individuals who receive IV-D Non- AFDC support enforcement services, in advance, of the following:

- A) amounts intercepted under this subsection will be applied in accordance with subsection-(e)(3) above Section 160.130;
- B) any payment received by the IV-D Non- AFDC individual as a result of federal income tax refund intercept may have to be returned to the Department within six years following the end of the tax year if there is an adjustment necessitated by the responsible relative's spouse filing an amended tax return in order to receive his share of a joint tax refund.
- C) Unemployment Insurance Benefits
 - 1) The Department shall collect support owed by responsible relatives in IV-D cases through intercept of unemployment insurance benefits in matters wherein the relative has accumulated a past-due support amount equal to a one month support obligation.
- D) Unemployment Insurance Benefits
- 1) The Department shall take the following action:
 - A) ascertain that the responsible relative qualifies for receipt of unemployment insurance benefits through access to the Department of Employment Security's (DES) computer file.
 - B) contact the relative to obtain an agreement for deduction of benefits for payment of support.
 - C) initiate procedures for withholding of income in accordance with Section 160.75 in cases wherein the relative fails or refuses to agree to benefit deduction.
 - D) establish the amount to be deducted by date

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entry to DES's computer file, which amount shall be the lesser of:

i) the amount of the income withholding order; or

ii) the amount of the child dependent's allowance, whether or not claimed.

E) receive amounts deducted direct from DES.

F) notify the Clerk of the Circuit Court of the county in which the child support order is registered of each collection for posting to the court payment record.

G) post each collection to the Department's payment record.

H) apply each collection to the current support obligation, then to past-due obligations.

I) provide a redetermination within 180 days from the date of request for redetermination to each relative who disputes the deduction and, where indicated, make adjustments and refund improperly deducted amounts.

3) The Department of Employment Security shall take the following action:

A) provide notice to the responsible relative and an opportunity to be heard, when the Department cannot resolve the dispute.

B) pay all amounts deducted direct to the Department.

e) Contempt of Court and Other Legal Proceedings

1) The Department shall refer IV-D cases to its legal representatives to initiate contempt of court and other legal proceedings, pursuant to the applicable provisions of the support statutes, for enforcement of orders for support in matters wherein the responsible relative has

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accumulated a past-due support amount equal to not less than a one month support obligation; except as set forth in subsection (2) below.

2) Contempt proceedings shall not be used in the following instances:

A) the responsible relative has no known available income or assets from which to satisfy the support obligation and is:

- i) receiving public assistance;
- ii) mentally or physically disabled;
- iii) incarcerated;
- iv) out-of-the-country;
- v) deceased; or
- vi) otherwise situated making such action unproductive.

B) other legal or administrative remedies are more appropriate under the circumstances.

3) Contempt and other legal proceedings shall be used to:

A) establish the amount of past-due support;

B) obtain a judgment for purposes of:

- i) imposition of a lien against real estate,
- ii) levy upon real estate and personal property, or
- iii) registration in another state;

C) secure an order for lump sum or periodic payment of the past-due support or judgment;

D) require the responsible relative to post

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relative shall indicate that the Department may require the relative to post security, bond or give some other guarantee of payment. Except where the responsible relative is subject to income withholding, the administrative support order shall contain this requirement in an amount equal to a one year support obligation.

3) In acting upon a referral to establish a support obligation or to enforce an existing order for support, Department legal representatives shall include in the complaint or petition a prayer for an order requiring the responsible relative to post security, bond, or give some other guarantee of payment equal to a one year support obligation, unless the relative is subject to the income withholding provisions of the support statutes.

h) Past-Due Support Information to Consumer Reporting Agencies

1) The Department shall, upon request of consumer reporting agencies, provide the following information concerning the payment records of responsible relatives in IV-D cases to such agencies when the amount of past-due support exceeds \$1,000:

A) the name, last known address and Social Security Number of the responsible relative; and

B) the terms and amount of past-due support which has accumulated under the order for support.

2) The Department shall provide the responsible relative with a notice at least 30 days prior to furnishing past-due support information to consumer reporting agencies, which advance notice shall inform the relative of the following:

A) the IV-D case name and identification number;

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B) the past-due support amount which will be reported;

C) the date past-due support will be reported; and

D) the right to prevent reporting by payment of the past-due support amount in full or to contest the determination that past-due support is owed or the amount of past-due support by requesting a redetermination by the Department.

3) The Department shall provide the responsible relative with notice of the results of the redetermination and the right to prevent reporting by payment in full of the past-due support found to be owed or to contest the results of the redetermination by requesting a hearing within 30 days from the date of mailing of the notice.

4) The Department shall proceed in accordance with 89 Ill. Adm. Code 104.103 upon receipt of a request for a hearing.

5) The Department shall be stayed from providing information to consumer reporting agencies by either of the following:

A) a request for

- i) a redetermination, or
- ii) a hearing contesting the determination that past-due support is owed or the amount of past-due support; or
- B) payment in full of the amount of the past-due support stated in the

i) advance notice, or

ii) notice of redetermination or hearing results.

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NOTICE OF PROPOSED AMENDMENTS

Section 160.70 Enforcement of Support Orders (Cont'd)

6) The Department shall advise consumer reporting agencies of changes in the amount of past-due support found to be owed as a result of a re-determination or hearing conducted after report to such agencies.

i) Other Remedies

The Department shall pursue any other remedies provided for by law to enforce and collect past-due support owed by responsible relatives in IV-D cases.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

SUBPART F: DISTRIBUTION OF SUPPORT COLLECTIONS

Section 160.100 Distribution Of Child Support For AFDC
Recipients

a) For the purposes of distribution under this Section, amounts collected shall be treated first as payment on the required support obligation for the month in which the child support was collected and if any amounts are collected which are in excess of such amount, these excess amounts shall be treated as amounts which represent payment on the required support obligation for previous months. Effective-due-9-1988-the-date-of-ejection-shall-be-the-date-on-which-payment-is-received-by-the-Clerk-of-the-Circuit-Court-of-the-Department-whenever-occurs-first "Date of collection" shall be as defined in Section 160.5.

b) Child support payments which are received by the Department for a month in which a client is an AFDC recipient shall be distributed as follows:

1) Pass Through: Of any amount that is collected in a month which represents payment on the required support obligation for that month, the first \$50.00 of such amount shall be paid to the family. This payment will be forwarded to the family in the second month following the month the child support is collected within fifteen (15) calendar days of

NOTICE OF PROPOSED AMENDMENTS

Section 160.100 Distribution Of Child Support For AFDC
Recipients (Cont'd)

the date of initial receipt in the State (See Section 160.5) of the first \$50 of support collected in a month, or, if less than \$50 is collected in a month, within fifteen (15) calendar days of the end of the month in which the support is collected. This payment will be disregarded when determining eligibility for AFDC and the amount of the AFDC grant. If the amount collected includes payment on the required support obligation for a previous month or months, the family shall only receive the first \$50.00 of the amount which represents the required support obligation for the month in which the support was collected. If amounts are collected for a single filing unit (see 89 Ill. Adm. Code 112.300(b)) which represent support payments from two or more responsible relatives, only the first \$50.00 of the amount collected which represents the total required support obligation for the month in which the support was collected shall be paid to the family under this subsection. No payment shall be made to a family under this subsection for a month in which there is no child support collection.

2) Reimbursement of Current AFDC: If the amount of child support collected in a month on behalf of an AFDC recipient exceeds the amount to be paid to the family pursuant to subsection (b)(1), the excess shall be retained by the Department to reimburse the Department for the assistance payment for the month in which the support was collected or the next month.

3) Current Excess: If the amount of child support collected in a month on behalf of an AFDC recipient exceeds the amount to be distributed pursuant to subsections (b)(1) and (b)(2) above, the family shall be paid such excess up to the difference between the AFDC grant for the month in which the amount of the collection was used to redetermine eligibility for AFDC (see 45-EP-302-324-1987) and the court ordered amount for that month. This payment shall be forwarded to the family in the month following the month in which the support is collected within fifteen (15) calendar days of

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NOTICE OF PROPOSED AMENDMENTS

Section 160.100 Distribution Of Child Support For AFDC
Recipients (Cont'd)

which-the-amend-~~ent~~-eff-the-~~elieetion-was-used-to-~~
redetermine-~~eligibility-for-the-family-~~ If such
court ordered amount is less than the AFDC grant,
no amount shall be paid to the family under this
subsection. In those cases where there is no
court order, the family shall not be paid any
amount under this subsection.

4) Reimbursement of Past AFDC: If the amount of
child support collected in a month on behalf of
an AFDC recipient is in excess of the amount
required to be distributed pursuant to
subsections (b)(1) through (b)(3) above, any such
excess shall be retained by the Department as
reimbursement for past assistance payments made
to the family for which the Department has not
been reimbursed. The Department will apply the
amount retained to any sequence of months for
which the Department has not yet been
reimbursed. If past assistance payments made to
the family are greater than the unpaid support
obligation, the maximum amount the Department can
retain as reimbursement for such assistance
payments is the amount of such obligation, unless
amounts are collected which represent the
required support obligation for periods prior to
the first month in which the family received
assistance, in which case such amounts can be
retained by the Department to reimburse the
difference between such support obligation and
such assistance payments.

5) Past Excess: If the amount of child support
collected in a month on behalf of an AFDC
recipient is in excess of the amount required to
be distributed pursuant to subsections (b)(1)
through (b)(4) above, such excess shall be paid
to the family. ~~This payment shall be made in the~~
~~month following the month in which the amendment~~
~~eligibility for AFDC.~~

c) If an amount collected as support represents payment
on the required support obligation for future months,
the amount collected shall be applied to such future

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 160.100 Distribution Of Child Support For AFDC
Recipients (Cont'd)

months. However, no such amounts shall be applied to
future months unless amounts have been collected which
fully satisfy the support obligation assigned for the
current month and all past months.

d) Identification of Child Support Payment: Any support
payment issued to the family under subsections (b)(3)
or (b)(5) above shall be identified on its face as
being for child support.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 160.110 Distribution Of Child Support For Former
AFDC Recipients Who Continue To Receive
Child Support Enforcement Services

Child support payments which are received by the Department on
behalf of a former AFDC recipient who continues to receive
child support enforcement services, shall be distributed in
accordance with the provisions of subsections (a) through (e)
below.

a) Current Support: Upon cancellation of AFDC, a
client's assignment of support ceases (see Section
160.20), except with respect to the amount of any
unpaid support obligation that has accrued under such
assignment. For any month in which a client is not an
AFDC recipient, regardless of whether such client
continues to receive child support enforcement
services, the client is entitled to the amount of
current support paid for that month, up to the amount
of the monthly support obligation for that month.
Current support payments to former AFDC recipients who
do receive child support enforcement services from the
Department shall be issued within ~~fourteen-~~to~~-four-~~
~~fifteen (15)~~ calendar days of initial receipt ~~by the~~
~~Department in the State.~~

b) Unpaid Current Support Accrued Following
Cancellation: If the amount of child support
collected in a month on behalf of a former AFDC
recipient who receives child support enforcement
services exceeds the amount of current support
distributed pursuant to subsection (a) above, the

Cancellation: If the amount of child support
collected in a month on behalf of a former AFDC
recipient who receives child support enforcement
services exceeds the amount of current support
distributed pursuant to subsection (a) above, the

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 160.120 Distribution Of Child Support Collected While The Client Was An AFDC Recipient, But Not Yet Distributed At The Time The AFDC Case Is Cancelled (Cont'd)

State of a collection for the first month of ineligibility.

c) Child support to which a former AFDC recipient is entitled pursuant to 45-CFR-302.5(f)(5)(i)(987) Section 160.100(b)(5) ("past excess") shall be issued within ~~four-(4)-months-following-the-month-in-which-the-support-payment-was-earliest-issued~~ (15) calendar days of the date of the initial receipt in the State of a collection for the first month of ineligibility.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 160.130 Distribution Of Intercepted Income Tax Refunds and Other State Payments

The Department shall as promptly as possible apply collections it receives as a result of intercept of State and Federal income tax refunds and other State payments under Section 160.70 only against the past-due support amount specified in the notice provided the responsible relative (see Section 160.70(c)(3)). ~~and shall promptly apply.~~

a) ~~Federal~~ Federal income tax refunds shall be applied first to satisfy any IV-D AFDC or IV-E foster care assigned past-due support and then to satisfy any IV-D Non-AFDC past-due support. and

b) State income tax refunds and other State payments shall be applied to satisfy any active IV-D AFDC and IV-E foster care assigned past-due support, or first to satisfy active IV-D Non-AFDC past-due support and then to satisfy any IV-D AFDC and IV-E foster care assigned past-due support. and

c) ~~State-income-tax-refunds-and-other-state-payments-to-debt-owed-to-the-State:~~ The Department shall send payments made to a IV-D client or DCFS as a result of the intercept of Federal or State income tax refunds and other State payments within thirty (30) calendar days of initial receipt by the Department, except as described in subsection (d) below.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 160.130 Distribution Of Intercepted Income Tax Refunds and Other State Payments (Cont'd)

d) When a responsible relative initiates the review process under Section 160.70(c)(3)(C) between (1) the date of the tax refund intercept and (2) the date the Department disburses the intercepted funds or the 30th calendar day after the Department's initial receipt of such funds, whichever first occurs, the Department shall send any funds determined to be due the IV-D client or DCFS within fifteen (15) calendar days after the review process concludes.

e) If the Department is notified by the federal Office of Child Support Enforcement that an intercept to satisfy IV-D non-AFDC past-due support is being made from a refund based on a joint return, the Department may delay distribution of the federal tax refund intercept (1) until it is notified that the unobligated spouse's proper share of the refund has been paid or (2) for a period not to exceed 6 months from notification of the intercept, whichever first occurs.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 160.132 Distribution of Child Support for Non-AFDC Clients

Child support payments which are received by the Department on behalf of a client who has never been an AFDC recipient shall be distributed in accordance with the timeframes and provisions of subsections a) through c) below.

a) Current support: The Non-Assistance client is entitled to receive an amount of money equal to the monthly support obligation amount that is collected for current support. The entire amount of the current support collected shall be sent to the client within fifteen (15) calendar days from the date of initial receipt in the State.

b) Past support: Any amount in excess of the current support obligation is applied to past support owed the non-AFDC client and shall be sent to the client within fifteen (15) calendar days from the date of initial receipt in the State.

c) Future support: If an amount collected as support

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 160.132 Distribution of Child Support for Non-AFDC Clients (Cont'd)

represent payment on the required support obligation for future months, the amount collected shall be applied to future months and shall be sent to the client within fifteen (15) calendar days from the date of the initial receipt in the State.

(Source: Added at 14 Ill. Reg. ___, effective ____)

Section 160.134 Distribution of Child Support For Interstate Cases

Child support payments which are received by the Department on behalf of an initiating State shall be forwarded to the initiating State within fifteen (15) calendar days from the date of initial receipt in this State.

(Source: Added at 14 Ill. Reg. ___, effective ____)

Section 160.136 Distribution of Support Collected in IV-E Foster Care Maintenance Cases

a) For purposes of distribution under this Section, amounts collected in IV-E foster care maintenance cases shall be treated in accordance with the provision of Section 160.100(a).

b) The amounts collected as support by the Department on behalf of children for whom the State is making IV-E foster care maintenance payments and for whom an assignment is effective shall be distributed as follows:

1) Reimbursement of current IV-E foster care maintenance: The amount of child support that is collected in a month which represents payment on the required support obligation for that month, shall be forwarded to DCFS and retained by DCFS to reimburse itself for IV-E foster care maintenance payments.

2) Current excess: If the amount of child support collected in a month on behalf of a foster care defendant is in excess of the monthly amount of

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

Section 160.136 Distribution of Support Collected in IV-E Foster Care Maintenance Cases (Cont'd)

the IV-E foster care maintenance payment but not more than the monthly support obligation, the Department shall pay within fifteen (15) calendar days of the date of initial receipt in the State the excess to DCFS which will use the money in the best interests of the child.

3) Reimbursement of past IV-E foster care maintenance: If the amount of child support collected in a month on behalf of a foster care defendant exceeds the amount required to be distributed under subsections (b)(1) and (2) above, but not the total unreimbursed IV-E foster care maintenance payments or unreimbursed AFDC provided, the Department and DCFS shall retain any such excess as reimbursement for these payments. If past assistance or IV-E foster care maintenance payments are greater than the total support obligation owed, the maximum amount the Department or DCFS may retain as reimbursement for such payments is the amount of such obligation. If amounts are collected which represent the required support obligation for periods prior to the first month in which the family received AFDC or IV-E foster care maintenance payments, such amounts may be retained by the Department and DCFS to reimburse the difference between such support obligation and such payments.

4) Past excess: If the amount of child support collected in a month on behalf of a foster care defendant is in excess of the amount required to be distributed pursuant to subsections b(1) through b(3), such excess shall be paid within fifteen (15) calendar days of the date of initial receipt in the State to DCFS and used in the best interests of the child.

5) Future support: If an amount collected as support represents payment on the required support obligation for future months, the amount shall be applied to those future months. However no amounts shall be applied to future months unless amounts have been collected which fully

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENTS

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Anita Williams, Staff Attorney, Office of the General Counsel, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

A) Date Proposed Amendments were submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: July 15, 1990

B) Types of small businesses affected: Pharmacies and other providers who prescribe and/or dispense the drugs which are included in the Drug Manual.

C) Reporting, bookkeeping or other procedures required for compliance: Small businesses must be familiar with the Department's procedures for billing, securing approval and receiving payment for drugs which are covered under the Medical Assistance Program.

D) Types of professional skills necessary for compliance: No additional professional skills required.

The full text of the Proposed Amendments are identical to the text of the Emergency Amendments which appears in this issue of the Register on page 12280.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

1) The Heading of the Part: RULES OF PRACTICE IN ADMINISTRATIVE HEARINGS

2) Code Citation: 89 Ill. Adm. Code 104

3) Section Number: 104.102

Proposed Action: Amendment

4) Statutory Authority: Sections 10-13 through 10-13.10 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 10-13 through 10-13.10 and 12-13).

5) A Complete Description of the Subjects and Issues Involved: This proposed amendment provides that a IV-D client may appear and present evidence as an interested party in administrative support hearings.

6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No

7) Does this rulemaking contain an automatic repeal date? Yes No

8) Does this Proposed Amendment contain incorporations by reference? No

9) Are there any other Proposed Amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Myron Brignan, Office of the General Counsel, Illinois Department of Public Aid, 100 South Grand Avenue East, Springfield, Illinois 62762 (217) 782-1233. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

12) Initial Regulatory Flexibility Analysis: This rulemaking has no effect on small businesses.

The full text of the proposed amendment begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER a: GENERAL PROVISIONS

PART 104
PRACTICE IN ADMINISTRATIVE HEARINGS

SUBPART A: ASSISTANCE APPEALS

Section	104.1 Assistance Appeals	104.10 Initiation of Appeal Process	104.11 Pre-Appeal Review	104.12 Notice of Hearing	104.20 Conduct of Hearings	104.21 Representation	104.22 Appellant Participation in Hearing	104.23 Evidentiary Requirements	104.30 Subpoenas	104.35 Amendment of Appeal	104.40 Consolidation of Appeals	104.45 Postponement of Hearings	104.50 Withdrawal of Appeal	104.55 Closing of Hearing Record	104.60 Dismissal of Appeal	104.70 Final Administrative Decision	104.80 Public Aid Committee
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SUBPART B: RESPONSIBLE RELATIVE AND JOINT PAYEE PETITIONS

Section	104.100 Responsible Relative and Joint Payee Petitions	104.101 Petition for Hearing	104.102 Conduct of Administrative Support Hearings	104.103 Conduct of Hearings to Contest the Determination of	104.104 East-Due Support or of Share of Jointly-Owned Funds	104.105 Conduct of Hearings to Stay Service of an	104.106 Administrative Order for Withholding or Notice of	104.107 Delinquency, or to Modify, Suspend or Terminate an	104.108 Administrative Order for Withholding
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SUBPART C: MEDICAL VENDOR HEARINGS

Section	104.200 Applicability	104.202 Definitions	104.204 Notice of Denial of An Application	104.206 Notice of Intent to Recover Money
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DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

Section 104.208	Notice of Intent to Terminate, Suspend or Not Renew Provider Agreement Right to Hearing	Section 104.330 104.400 104.410	Facilities Certified Under Both Medicare and Medicaid Suspected Intentional Violation of the Program Advance Notice of Administrative Disqualification Hearing
104.210	Prior Factual Determinations	104.420	Postponement of Hearing Administrative Disqualification Hearing procedures
104.212	Notice of Formal Conference	104.430	Failure to Appear
104.215	Formal Conference on Recovery of Money	104.440	Participation While Awaiting a Hearing
104.216	Purpose of Formal Conference	104.450	Consolidation of Administrative Disqualification
104.217	Notice of Hearing	104.460	Hearing with Fair Hearing
104.220	Issues at Particular Hearings		
104.221	Legal Counsel		
104.225	Appearance of Attorney or Other Representative		
104.226	Notice, Service and Proof of Service		
104.230	Form of Papers		
104.231	Discovery		
104.235	Conduct of Hearings		
104.240	Amendments		
104.241	Motions		
104.242	Subpoenas		
104.243	Burden of Proof		
104.244	Witness at Hearings		
104.245	Evidence at Hearings		
104.246	Cross-Examination		
104.247	Official Notice		
104.250	Computer Generated Documents		
104.255	Recommendation of Peer Review Committee		
104.260	Time Limits for Hearings		
104.270	Continuances and Extensions		
104.271	Withholding of Payments During Pendency of Proceedings		
104.272	Continuation of Payments During Pendency of Proceedings		
104.273	Denial of Payments for Services During Pendency of Proceedings		
104.274	Record of Hearings		
104.280	Failure to Appear or Proceed		
104.285	Recommended Decision		
104.290	Director's Decision		
104.295			

Section 104.300	RULES FOR JOINT DEPARTMENT ACTIONS AGAINST SKILLED NURSING FACILITIES AND INTERMEDIATE CARE FACILITIES PARTICIPATING IN THE MEDICAID PROGRAM	Section 104.302	Authority Definitions Departments Actions Against Nursing Homes Facilities
104.304	Certification	104.304	Certification
104.310	Joint Administrative Hearing	104.320	Joint Administrative Hearing

Section 104.470	SUBPART E: FOOD STAMP ADMINISTRATIVE DISQUALIFICATION HEARINGS	Section 104.480	SUBPART F: INCORPORATION BY REFERENCE
104.470	Administrative Disqualification Hearing Decision and Notice of Decision Appeal Procedure	104.480	Incorporation By Reference
104.490		104.490	
104.500		104.500	
104.510		104.510	
104.520		104.520	
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104.2310		104.2310	
104.2320		104.2320	
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104.2370		104.2370	
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104.2410		104.2410	
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104.2470		104.2470	
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104.2490		104.2490	
104.2500		104.2500	
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104.2760		104.2760	
104.2770		104.2770	
104.2780		104.2780	
104.2790		104.2790	
104.2800		104.2800	
104.2810		104.2810	
104.2820		104.2820	
104.2830		104.2830	

DEPARTMENT OF PUBLIC AID

NOTICE OF PROPOSED AMENDMENT

at 13 Ill. Reg. 17013, effective October 16, 1989; amended at 14 Ill. Reg. , effective .

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

Section 104.102 Conduct of Administrative Support Hearings

a) Hearing De Novo

- 1) The hearing shall be de novo and the Department's determination of liability or non-liability pursuant thereto shall be independent of the prior determination of liability.
- 2) In Title IV-D cases, the hearing shall only consider such matters as are relevant for a determination of the duty and financial ability to support under 89 Ill. Adm. Code 160.60 and 160.65.

b) Rules Governing Hearing

- 1) Hearings on petitions for release from or modification of the Administrative Support Order shall be governed by Sections 104.10 through 104.70, except that "appellant" as used within these Rules shall refer to the responsible relative who petitions and except as set out in subsection (b)(2) below.
- 2) In Title IV-D cases, the following additional rules shall govern:
 - A) A request for appeal must be filed with the regional or central office of the Bureau of Child Support Enforcement at the address furnished in the administrative support order.

B) For purposes of notice and of presenting evidence, the Title IV-D client shall be considered an interested party.

- A) Hearings shall be conducted by a hearing officer authorized by the Director of the Department to consider issues under appeal by Title IV-D responsible relatives. All

Section 104.102 Conduct of Administrative Support Hearings
(Cont'd.)

hearings shall be conducted in the county in which the Title IV-D client resides or any other county acceptable to both the client and the appellant.

- D) All parties may present evidence through deposition in a manner consistent with Section 2-1003 of the Code of Civil Procedure (Ill. Rev. Stat. 1985 1989, ch. 110, par. 2-1003) and Supreme Court Rules 201 et seq. (Ill. Rev. Stat. 1985 1989, ch. 110A, pars. 201 et seq.) Documents certified by a clerk of court or a title IV-D agency shall be admitted into evidence without further proof. (Refer to Section 104.23 for admission of other evidence.)
- E) In addition to the appellant, the Bureau of Child Support Enforcement or Title IV-D client may request and receive a continuance for good cause shown (e.g., illness or other circumstance which prevent a party from continuing in the normal course of the hearing).
- F) A decision on appeal shall be given to the Title IV-D client and responsible relative within 60 days of the Department's receipt of the appeal unless additional time is required for a proper decision due to the complexity or unavailability of relevant evidence, and the Title IV-D client and responsible relative will be notified of the length of the extension.
- A hearing to vacate registration or to modify the administrative order for withholding filed with the Department shall consider only matters which would be available to the responsible relative as defenses in a civil action in Illinois to enforce a foreign money judgment (such as, payment, or identification of the party against whom the judgment was entered). If the responsible relative shows the Department that an appeal from the registered support order is pending or will be taken in the court or

- B) For purposes of notice and of presenting evidence, the Title IV-D client shall be considered an interested party.
- C) Hearings shall be conducted by a hearing officer authorized by the Director of the Department to consider issues under appeal by Title IV-D responsible relatives. All

- c) A hearing to vacate registration or to modify the administrative order for withholding filed with the Department shall consider only matters which would be available to the responsible relative as defenses in a civil action in Illinois to enforce a foreign money judgment (such as, payment, or identification of the party against whom the judgment was entered). If the responsible relative shows the Department that an appeal from the registered support order is pending or will be taken in the court or

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Section 104.102 Conduct of Administrative Support Hearings
(Cont'd.)

Administrative body of the jurisdiction which originally entered the order, or that a stay of execution has been granted, the Department shall stay enforcement of the order until the appeal is concluded, the time for appeal has expired, or the stay order is vacated.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

DEPARTMENT OF REHABILITATION SERVICES

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1) Heading of Part: Disability Case Development Process

2) Code Citation: 89 Ill. Adm. Code 84.3

Proposed Action:

amendment

c) In the Morrison, Doe and Decker class action lawsuit, the court ordered that the class be extended to all Washington residents whose cases were denied during the period from December 1, 1983 through January 31, 1985 if the case involving a treating physician's uncontradicted opinion that was relevant to a determination of disability; or whose cases were denied between December 1, 1983 and November 7, 1988 if the sole impairment was drug addiction or alcoholism.

d) In the class action lawsuit of Polaski et al. v. Bowen, the court ordered that the class be extended to those residents of Minnesota, Arkansas, Iowa, North Dakota, South Dakota and Nebraska who filed Title II and/or Title XVI claims alleging inability to work due to pain or other subjective complaints during the court-ordered timeframes for their particular states.

e) In the class action lawsuit of Samuels, et al. v. Bowen, the court ordered that the class be extended to all residents of Tennessee who received a fully unfavorable decision of disability on or after August 25, 1982 and requires that the following criteria be applied:

- 1) The Bureau must request a medical assessment from all treating and consulting physicians from whom evidence was obtained at the time of the prior denial or cessation.
- 2) Treating sources of class members should be used for consultative examinations whenever possible.
- 3) The opinions of a treating source as to the extent or severity of a claimant's impairments should be afforded the weight required by Sixth Circuit law when determining disability.
- 4) Cases of class members involving allegations of pain indicated prior to August 1, 1985, must be redetermined and reconsidered using standards consistent with Sixth Circuit precedent.
- 5) In evaluating the cases of class members for obstructive airway disease, current guidelines must be used.
- 6) Current standards must be used when considering the combined effect of not severe impairments.
- 7) Individualized assessments of the severity of an impairment and residual functional capacity must be used.

f) Pursuant to the United States Supreme Court decision in *Sullivan v. Zebley*, the Bureau must use the following court-ordered interim standard:

- 1) A functional assessment of the child's ability to perform a full range of age-appropriate daily activities and to behave in an age-appropriate manner be conducted similar to the way functional assessments are done for adults;
- 2) Observations by treating sources, parents, caregivers, teachers and others having relevant knowledge of the child be sought and considered whenever available;
- 3) A child may be found disabled based upon equivalence to a listed impairment by comparing functional limitations of the child's unlisted impairment to the functional limitations of relevant listed impairments;
- 4) A child cannot be found "not disabled" solely because an impairment or combination of impairments does not meet or equal a listing;
- 5) A child whose impairment(s) do not meet or equal a listed impairment shall be evaluated to determine whether the impact of the impairment(s) on the child's ability to function is comparable in severity to that which makes an adult unable to engage in substantial gainful activity (SGA);
- 6) Every reasonable effort must be made to ensure that the evaluation team include a pediatric physician/psychologist or other appropriate medical specialist knowledgeable in infant and childhood development.

g) Will proposed amendments replace an emergency rule currently in effect: No

h) Do these amendments contain an automatic repeal date? _____ Yes No
If "yes," please specify the date:

i) Are there any other amendments contain incorporations by reference? Yes

j) Statement of Statewide Policy Objectives: None

k) Time, Place, and Manner in which interested persons may comment on these proposed amendments: All persons who submit a written request to comment within fourteen (14) days after this notice has been published

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shall be given a reasonable opportunity to submit date, views, argument or comments about these amendments. All such submissions shall be made within forty-five (45) days after this notice has been published. Any comments submitted within forty-five (45) days after this notice has been published will be considered by the Department. All requests and comments should be submitted in writing to:

Ms. Leigh Reed
Regulations and Procedures Section
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has reviewed these amendments and found that they have no impact on small business. The full text of the proposed Amendments begins on the next page:

SUBPART A: INITIAL, RECONSIDERATION, AND REOPENING CASE DEVELOPMENT

Section Definitions

843.10	Definitions
843.11	Incorporation by Reference
843.20	Preliminary Case Action
843.30	Medical Evidence of Record Development
843.40	Consultative Examination Procedure
843.50	Vocational Evidence Development
843.60	Daily Activities Development for Mental Impairment Claims

SUBPART B: CONTINUING DISABILITY REVIEW (CDR) CASE DEVELOPMENT

Section Contact With Claimants

843.70	Medical Evidence of Record Development
843.80	Conflicts Between the Individual and the Medical Source
843.90	Consultative Examination Procedure
843.100	Vocational Evidence Development
843.110	Cessation Without Full Medical Development (Clear-Cut Cessation)
843.120	Processing Out-of-State Court Cases

SUBPART C: SPECIAL ISSUES AFFECTING CASE DEVELOPMENT

Section

843.130	Capability Development
843.140	Claimant Representative Involvement
843.150	Issues Which Necessitate Curtailing Development
843.160	Issues Which Necessitate Reopening a Prior Decision
843.170	Disposition of Trailer Mail
843.180	Processing Out-of-State Court Cases

AUTHORITY: Implementing Section 3(a) and authorized by Section 3(k) of "AN ACT in relation to rehabilitation of disabled persons" (111. Rev. Stat. 1988 Supp., ch. 23, pars. 3434(a) and (k)).

SOURCE: Adopted at 12 Ill. Reg. 13996, effective August 23, 1988; amended at 13 Ill. Reg. 4298, effective March 15, 1989; amended at 14 Ill. Reg. effective _____.

NOTICE OF PROPOSED AMENDMENTS

SUBPART A: INITIAL, RECONSIDERATION, AND REOPENING CASE DEVELOPMENT

Section 843.10 Definitions

"Bureau" means the Bureau of Disability Determination Services.

"Claimant representative" means an attorney or other individual appointed by the claimant to act for him/her in the prosecution of a disability claim, who is qualified pursuant to the definition of a representative in 89 Ill. Adm. Code 853.10.

"Clear-cut cessation" means a decision to discontinue disability benefits/payments without current medical development (i.e., the acquisition of medical evidence subsequent to the receipt of the case file by the Bureau for the purpose of conducting continuing disability review) when the claimant has returned to full-time work as defined in and meets the criteria as set forth in the Program Operations Manual System DI 28030.035 et seq. as revised January 1986 August 1987.

"Continuing disability review" means the periodic reexamination of a case, which is conducted pursuant to 89 Ill. Adm. Code 850 for which an allowance has been processed in order to determine if the claimant continues to be disabled.

"Daily activities development" means the process of obtaining a description of the claimant's customary actions, interests, and interpersonal relationships from medical and/or lay sources who have knowledge of the claimant's living conditions.

"Medical evidence of record" means medical information on file for a patient, such as reports of exams, progress notes, and test results, which are obtained from a treating source as defined in Program Operations Manual System DI 22505.025 as amended December 1986.

"Medical Information Unit" (MTU) means the unit established by the Bureau to perform various functions involving the consultative examination process and to coordinate all correspondence, communication, and record-keeping between the Bureau and Cook County Hospital and Fawcett Clinic of Chicago, Illinois.

"Presumptive disability/blindness decision" means a favorable decision rendered for a Supplemental Security Income (SSI) claim based on the evaluation criteria as set forth in the Program Operations Manual System DI 23535.005, as amended January-1986 October 1988; such decision permits the claimant to receive payments prior to the formal decision.

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"Program Operations Manual System" means the policies and procedures of the Social Security Administration which set forth the objectives and requirements of the disability programs and furnish the standards with which Social Security Administration operating components must comply in the administration of the functions they perform. The Social Security Act is the basis for all standards set forth in the Program Operations Manual System.

"Residual functional capacity" means the ability to function in a work setting despite the limitations imposed by a physical or mental impairment as determined pursuant to Program Operations Manual System DI 24510.001 as amended July 1989 and 25005.000 25001.001 as amended January-1986 March 1989.

"Sequential evaluation" means the order in which factors regarding impairment severity and work status are considered in the adjudication process, pursuant to 89 Ill. Adm. Code 845.

"Trailer mail" means medical evidence and other case-related correspondence received in the Bureau after the claim has been adjudicated and released.

"Vocational evidence" means documentation of the claimant's residual functional capacity, age, education, and work experience used when a disability decision based on medical evidence alone cannot be made.

"Work evaluation" means a program conducted at a work evaluation facility, which has an annual service agreement pursuant to 89 Ill. Adm. Code 530, to assess by testing of function and job sampling the claimant's ability to adjust to work pursuant to Program Operations Manual System DI 22515.045 10 as amended January-1986 November 1988.

(Source: Amended at 14 Ill. Reg. —, effective —)

Section 843.20 Preliminary Case Action
Section 843.20 Preliminary Case Action

a) A claimant will provide consent to the Bureau to contact sources who may have evidence to document the claim by signing the Disability Insurance Benefit and/or Supplemental Security Income (SSI) application(s) and a medical release form when filing for benefits/payments. The Bureau will obtain and disclose such evidence following the guidelines governing disclosure set forth in the Program Operations Manual System DI 30310.000 and DI 30515.000 et seq. as amended January 1986. The claimant may revoke the consent at any time, but the consent will be valid until final disposition of the disability claim or one year.

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b) To insure the impartiality of the adjudicative team, the Bureau will assign a claim for which an earlier unfavorable determination was rendered, to an adjudicator and medical consultant who did not participate in that decision.

c) All incoming SSI cases will be reviewed to determine if a presumptive disability/blindness decision can be made following the criteria in the Program Operations Manual System DI 23535.000 et seq. as amended January-1986 October 1988.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 843.30 Medical Evidence of Record Development

a) The Bureau incorporates the standards for obtaining medical evidence of record as set forth in the Program Operations Manual System DI 22505.000 et seq. as revised ~~January-1986-and-amended-December 1986-and-June 1987~~ except for the provisions regarding obtaining medical evidence from Cook County Hospital and Fantus Clinic of Chicago, Illinois.

b) The Bureau's Medical Information Unit (MIU) will be responsible for processing all requests for medical evidence of record from Cook County Hospital and Fantus Clinic of Chicago, Illinois.

c) The Bureau has developed the following policy regarding payment for medical evidence:

- 1) Only one payment will be proffered per source. Payment rates are established pursuant to provisions set forth in 89 Ill. Adm. Code 54.5.
- 2) When a reconsideration claim is filed requiring that the same source be contacted for additional evidence, another payment will be proffered, because a new application at a higher level of appeal is being developed.
- 3) If a contact does not yield medical evidence of record, payment will not be proffered.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 843.50 Vocational Evidence Development

a) The Bureau will determine whether complete vocational development is needed for the claim by following the steps of sequential evaluation described in 89 Ill. Adm. Code 845 (Sequential Evaluation Process for the Determination of Disability).

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b) The Bureau incorporates the criteria for vocational evidence development as specified in the Program Operations Manual System DI 22515.000 et seq. as amended January-1986 November 1988.

c) If the Bureau cannot assess the residual functional capacity based on medical and vocational evidence as defined by the Program Operations Manual System DI 22505.000 as amended June 1987, and DI 22515.000 as amended January-1986 November 1988, the Bureau will provide the claimant with the following information:

- 1) The reason that the additional evidence is needed;
- 2) A description of the work evaluation process;
- 3) The dates during which the evaluation will occur;
- 4) Transportation available from the facility or the travel reimbursement policy as set forth in 89 Ill. Adm. Code 840.50(b)(10);
- 5) Directions to get to the facility and the contact person at the site;
- 6) Instructions regarding medication, prostheses, and the money necessary for meals that should be taken to the evaluation;
- 7) Description of the lodging arrangement.

d) If a claimant fails to participate or cannot be contacted regarding a work evaluation, the Bureau will follow the guidelines for securing claimant cooperation as stated in the Program Operations Manual System DI 22510.030 et seq. as amended January 1986 August 1988.

e) If a claimant fails to go to the work evaluation for a valid reason as set forth in Program Operations Manual System DI 22510.055(b), as amended January 1986, but is willing to participate, the Bureau will recontact the facility to arrange for the claimant to complete the evaluation.

f) Reimbursement for travel, meals and lodging will be made in accordance with 80 Ill. Adm. Code 2800.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 843.60 Daily Activities Development for Mental Impairment Claims

a) The Bureau incorporates the guidelines for daily activities in

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mental impairment claims set forth in the Program Operations Manual System DI 24530.076 et seq. 22511.001 - 22511.013 as amended May-1986 July 1989. Mental impairments are defined in 20 CFR 404, Subpart P, Appendix A, 12.00 (1987 2).

b) The Bureau will prepare a mental residual capacities assessment for cases involving a mental impairment in accordance with the Program Operations Manual System DI 24510.080 60 - as amended January 1986; 25, and DI 24510.080 60 - 24510.065, as amended May-1986; and DI-24510-885-re-amended-January-1987 July 1989.

c) If a claimant alleging a mental impairment refuses or fails to comply with a department request for further development without good and valid reason, as explained in the Program Operations Manual System DI 22501.030 as amended January 1986, the Bureau will obtain assistance through contact with a third party or Social Security Administration field office assistance according to the guidelines in the Program Operations Manual System DI 22501.030 03 et seq. as amended August 1986 and DI 22505.050 et seq. as amended January 1986.

(Source: Amended at 14 111. Reg. —, effective ——)

SUBPART B: CONTINUING DISABILITY REVIEW (CDR) CASE DEVELOPMENT

Section 843.70 Contact With Claimant

a) If information obtained by the SSA field office during the CDR interview does not meet the requirements contained in the Program Operations Manual System DI 28030.020, as amended June 1987, and DI 28030.030, as amended August 1987, the Bureau will directly contact the claimant or his/her representative for the necessary information following the guidelines set forth in the Program Operations Manual System DI 28030.015(A) as amended June 1987.

b) If SSA field office assistance is needed to obtain the desired information, according to the provisions in the Program Operations Manual System DI 28030.015(B) as amended June 1987, the Bureau will request such assistance in accordance with the guidelines set forth in the Program Operations Manual System DI 22505.050 et seq. as amended January-1986 June 1987.

(Source: Amended at 14 111. Reg. —, effective ——)

Section 843.120 Cessation Without Full Medical Development (Clear-Cut Cessation)

The Bureau will determine the need for a cessation of benefits without full

medical development for the CDR claim according to the criteria set forth in the Program Operations Manual System DI 28030.035 et seq. as amended January-1986 August 1987.

(Source: Amended at 14 111. Reg. —, effective ——)

SUBPART C: SPECIAL ISSUES AFFECTING CASE DEVELOPMENT

Section 843.130 Capability Development

The Bureau incorporates the standards for capability development as set forth in the Program Operations Manual System DI 23001.000 et seq. as amended January-1986 March 1989.

(Source: Amended at 14 111. Reg. —, effective ——)

Section 843.150 Issues Which Necessitate Curtailing Development

(Source: Amended at 14 111. Reg. —, effective ——)

a) When the claimant leaves Illinois before a decision on the case has been made, the Bureau will follow the steps specified in the Program Operations Manual System DI 20101.035 et seq. as amended January 1986 October 1987.

b) The Bureau will curtail development and return the case to the SSA field office as directed by the Program Operations Manual System DI 20101.000 et seq. as amended January-1986 October 1987.

c) The Bureau will take action when the claimant fails to cooperate with the Bureau or SSA field office in accordance with the criteria stated in the Program Operations Manual System DI 23010.000 et seq., as amended January-1986 July 1989, DI 22505.020 et seq. as amended December 1986, DI 22505.021 as amended December 1986, DI 22510.025(B) and (C) as amended April 1987, DI 22510.050 as amended January 1986, DI 22510.055 as amended January 1986, DI 22505.050 as amended October 1987, and DI 22505.065(F) as amended June 1987.

d) When the claimant withdraws or does not wish to pursue the claim, the Bureau will follow the steps described in the Program Operations Manual System DI 23015.000 et seq. as amended January 1986.

e) When the claimant's whereabouts become unknown during the processing of the claim, the Bureau will take action as described in the Program Operations Manual System DI 23005.000 et seq. as amended January-1986 February 1989.

f) When the claimant dies before completion of the case processing, the Bureau will follow the criteria set forth in the Program Operations Manual System DI 23510.000 et seq. as amended January 1986.

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(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 843.160 Issues Which Necessitate Reopening a Prior Decision
 a) Case development for initial and reconsideration claims will be curtailed and a prior decision reopened, when the Bureau finds a basis for such action according to the criteria set forth in the Program Operations Manual System DI 27501.000 and DI 27505.000 et seq. as amended April 1986 July 1989.

b) Prior CDR decisions will be reopened following the criteria stated in the Program Operations Manual System DI 28501.000 et seq. as amended January 1986.

(Source: Amended at 14 Ill. Reg. ___, effective ____)

Section 843.180 Processing Out-of-State Court Cases

With regard to the following class action lawsuits, the Bureau incorporates the specified court-ordered criteria for development of medical and/or vocational evidence:

a) In the case of Boyd, et al. v. Sullivan, POMS DI 32532.000 et seq. revised March, 1990.

b) In the case of Hyatt, et al. v. Sullivan, POMS DI 32548.000 et seq. revised April, 1986.

c) In the case of Morrison, Doe and Decker, POMS DI 32551.000 et seq. revised September, 1986.

d) In the case of Polaski, et al. v. Bowen, POMS DI 32553.000 et seq. revised December, 1989.

e) In the case of Samuels, et al. v. Bowen, POMS DI 32555.000 et seq. revised March, 1990.

f) In the case of Sullivan v. Zebley, POMS DI E32597.000 et seq. revised June, 1990.

(Source: Added at 14 Ill. Reg. ___, effective ____)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: The Establishment and Administration of Special Education

2) Code Citation: 89 Ill. Adm. Code 765

3) Section Numbers: 765.60

4) Proposed Action: Amendments

5) Statutory Authority: Section 3 of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, Ch. 23, pars. 3434 and 3441).

6) A Complete Description of the Subjects and Issues involved:
 This Section is being amended to state that all written policies of the DORS, schools will be consistent with AIDS statutes.

7) Will this proposed rule replace an emergency rule currently in effect? No

8) Does this rulemaking contain an automatic repeal date?
 Yes X No

9) Does this proposed rule (amendment, repealer) contain incorporations by reference? No

10) Are there any other amendments pending on this Part? No

Section Numbers: Proposed Action Illinois Register Citation

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Janice Lobb
 Regulations and Training Division
 Department of Rehabilitation Services
 P.O. Box 19429
 Springfield, Illinois 62794-9429
 Telephone number: (217) 785-3896
 T.D.D.: (217) 782-5734

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If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not affect small businesses.

The full text of the proposed rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER F: EDUCATIONAL FACILITIES

PART 765

THE ESTABLISHMENT AND ADMINISTRATION OF SPECIAL EDUCATION

SECTION	Special Education Instructional Programs
765.10	Range of Services
765.20	Involvement of Students with Disabilities in Activities
765.30	Adequacy of Facilities
765.40	Written Policies
765.50	State Approved Administrator of Special Education
765.60	State-Approved Supervisory Services
765.70	Role of Principal
765.80	
765.90	

AUTHORITY: Implementing Sections 3 and 10 and authorized by Section 3 of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434 and 3441).

SOURCE: Adopted at 6 Ill. Reg. 1235, effective January 18, 1982; codified at 6 Ill. Reg. 14859; amended at 13 Ill. Reg. 12103, effective July 8, 1988; amended at 13 Ill. Reg. 5154, effective March 30, 1989, amended at _____, Reg. _____, effective _____.

Section 765.60 Written Policies

a) Written policies shall be developed by the each State School to govern concerning the method by which student information concerning a student will be collected, the confidential nature of that information, the use to which it will be put, how it will be recorded and maintained, the period for which it will be maintained, the persons to whom it will be available and under what circumstances. All such policies shall be consistent with:

- 1) The Illinois School Student Records Act (Ill. Rev. Stat. 19857, ch. 122, pars. 50-1 et seq.);
- 2) Student Records (23 Ill. Adm. Code 375);

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3) The Illinois Program for Evaluation, Supervision and Recognition of Schools, State Board of Education Document Number 1, 1985;

4) the Family Educational Rights and Privacy Act (20 U.S.C. Sec. 1232(g) 7 (1985) ;

5) Illinois Department of Rehabilitation Services' Policies on Confidentiality (89 Ill. Adm. Code 505) and Access to Public Records (2 Ill. Adm. Code 1176) ;

6) Sec. 2a of "An Act in relation to the prevention of certain communicable diseases," (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 22.12(a);

7) The AIDS Confidentiality Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 7301 et seq.).

b) Such policies shall provide that all information maintained concerning a student receiving special education services be directly related to the provision of services to that student.

c) These policies shall be made known to the parents or guardians of all students receiving special education services, to the public and to any persons who are provided with all or a part of a student's records.

(Source: Amended at _____ Ill. Reg. _____, effective _____)

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

1) Heading of the Part: Illinois Visually Handicapped Institute

2) Code Citation: 89 Ill. Adm. Code 730

3) Section Numbers: 730.400

4) Statutory Authority: Section 3(b), (f) and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch.23, pars. 3434(b), (f) and (k) and 3443)).

5) A Complete Description of the Subjects and Issues involved:
This Section is being amended to provide guidance on serving IWHI clients diagnosed as having AIDS or HIV.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
Yes No

8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No

9) Are there any other amendments pending on this Part? No

Section Numbers Proposed Action Illinois Register Citation

10) Statement of Statewide Policy Objectives (if applicable):
Not Applicable

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Janice Lobb
Regulations and Training Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

DEPARTMENT OF REHABILITATION SERVICES

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If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not affect small businesses.

The full text of the proposed rule(s) begins on the next page:

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CHAPTER IV: TITLE 89: SOCIAL SERVICES
SUBCHAPTER e: DEPARTMENT OF REHABILITATION SERVICES
COMMUNITY SERVICES/ILLINOIS VISUALLY
HANDICAPPED INSTITUTE

TITLE 89: SOCIAL SERVICES
PART 730
ILLINOIS VISUALLY HANDICAPPED INSTITUTE

SUBPART B: PROGRAM SERVICES

Section	Available Programs
730.200	Activities of Daily Living
730.210	Communication
730.220	Home Mechanics
730.230	Orientation and Mobility
730.240	Education, Leisure Activities and Other Programs
730.250	

SUBPART C: SUPPORT SERVICES

Section	Medical Services
730.400	Equipment Loans
730.410	Telephone Services
730.420	Dietary Services
730.430	Transportation Services
730.440	Counseling and Personal Adjustment
730.460	

SUBPART D: CLIENT CONDUCT

Section	Rules of Client Conduct
730.600	Discipline
730.650	Disciplinary Appeals
730.700	

AUTHORITY: Implementing and authorized by Sections 3(b), (f) and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(b), (f) and (k) and 3443).

SOURCE: Adopted at 10 Ill. Reg. 6853, effective April 7, 1986; amended at — Ill. Reg. _____, effective _____.

SUBPART C: SUPPORT SERVICES

Section	730.400	Medical Services
a)	Medical staff available to clients at IVHI	consist of a:

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- 1) Medical Director,
- 2) Ophthalmological Consultant, and
- 3) Supervising Nurse and nursing staff who will provide comprehensive medical care.

b) Visits with the consultant are scheduled through the supervising nurse.

c) Clients should report all accidents to the nurse. Clients must have medical insurance, Public Aid medical card, or have signed a release to authorize medical treatment at a no-charge medical facility.

d) Clients should report to the nurse any all illnesses which results in absence from scheduled activities to the nurse. The nurse will then advise staff of clients who are too ill to attend class and/or meals.

e) No prescription or non-prescription medications will be dispensed by any IVHI staff member except a registered professional nurse and only under a physician's orders. Upon admission to IVHI, the client must notify the nurse on duty of all prescription medications being taken. Staff will dispense the medication to the client until such time as the client has shown the ability to identify specific medications prescribed and the proper procedures for using them. Registered professional nurses will monitor the clients self-medication of IVHI clients until the client has demonstrated a knowledge of drug, dose, time, and side effects. Clients who are diabetic and not already proficient in self-medication will be instructed on self-administration.

f) When providing care for clients, staff of IVHI must follow the guidelines issued by the Illinois Department of Public Health (DPH) and the Illinois State Board of Education in their publication "Management of Chronic Infectious Diseases in School Children".

g) HIV Testing. In compliance with the Illinois AIDS Confidentiality Act (AIDS Act) (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 7301 et seq.) and rules of the DPH (77 Ill. Adm. Code 697), a client may not be tested for human immunodeficiency virus (HIV) unless:

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- 1) the client or legally authorized representative consents in writing, or
- 2) a DORS school employee has had an accidental direct skin or mucous membrane contact with the student's blood or body fluids which is of a nature that may transmit HIV, as determined by a physician in his or her medical judgement.
- 3) Test Information and Counseling. In compliance with the AIDS Act, if an HIV test is ordered by an IVHI physician, whether or not written, informed consent of the client or legally authorized representative has been given, the physician must provide the client with:
 - A) the meaning of test results;
 - B) additional or confirmatory testing, when appropriate; and
 - C) referrals for further information or counseling.
- 4) Disclosure of Test Results. The person performing the test or the Superintendent, only if IVHI is authorized to obtain the test results, may only disclose results to the following people, who may not redisclose the results, except as authorized by the AIDS Act:
 - A) the client or his or her legally authorized representative;
 - B) anyone designated in a legally effective release executed by the client or legally authorized representative;
 - C) an employee who has had accidental contact as described in subsection (g) of this section;
 - D) the DPH; and
 - E) any employee who:

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1) provides the client with medical services or such care as may involve contact with blood or body fluids of a client; and

2) has a need to know such information.

(Source: Amended at Ill. Reg. _____)
effective _____)

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1) Heading of the Part: Non-Academic Programs and Policies

2) Code Citation: 89 Ill. Adm. Code 830

Proposed Action:
Amendments

3) Section Numbers:
830.50

4) Statutory Authority: Section 3(f) of "AN ACT in relation to rehabilitation of persons with one more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3441, 3442, and 3434(f)).

5) A Complete Description of the Subjects and Issues involved:
This Section is being amended to provide guidance on serving DORS, school students diagnosed as having AIDS or HIV.

6) Will this proposed rule replace an emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date?
____ Yes No

8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No

9) Are there any other amendments pending on this Part? No
Section Numbers Proposed Action Illinois Register Citation

10) Statement of Statewide Policy Objectives (if applicable):
Not Applicable

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Janice Lobb
Regulations and Training Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

NOTICE OF PROPOSED AMENDMENTS

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not affect small businesses.

The full text of the proposed Rule(s) begins on the next page:

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER F: EDUCATIONAL FACILITIES

PART 830
NON-ACADEMIC PROGRAMS AND POLICIES

Section	Text
830.10	The Taking and Using of Students' Photographs
830.20	Needy Student Fund
830.30	Student Trust Fund
830.35	Student Activity Fees
830.40	Valuables
830.50	Health Services
830.60	Search and Seizure
830.70	Rights and Responsibilities of School Staff
830.80	Food and Nutrition
830.90	Safety and Sanitation
830.100	Donations
830.110	Release of Students to Authorized Individuals
830.120	Use of Motor Vehicles by Students
830.130	Student Activities Requiring Approval of Parents/Guardians

AUTHORITY: Implementing Sections 10 and 11 and authorized by Section 3(f) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3441, 3442, and 3434(f)).

SOURCE: Adopted at 11 Ill. Reg. 15097, effective September 16, 1987; amended at 12 Ill. Reg. 14304, effective August 29, 1988, amended at _____, Ill. Reg. _____, effective _____.

Section 830.50 Health Services

a) The Illinois Children's School and Rehabilitation Center (ICSRC) provides comprehensive medical, nursing, physical therapy, occupational therapy and nutrition services, complete with both prescription and nonprescription medications, supplies and devices for its students.

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b) The Illinois School for the Deaf (ISD) and the Illinois School for the Visually Impaired (ISVI) provide part-time physicians, full-time nurses, such basics as cough medicine, bandages, and cotton swabs, and services of occupational and physical therapists to handle the health and treatment programs for their students. In addition, a seven day a week infirmary is provided at ISD to serve the students of ISD and ISVI who are too ill to stay in the dormitory, but not ill enough to require hospitalization.

c) ~~The~~ Each school will provide assistance to the parents in locating ~~a~~ sources of, and/or arranging arranging for, needed medical services which are beyond those described in subsections (a) or (b), providing there is a clear understanding that the parents or ~~some source~~ other than the school will not pay for or ~~and~~ be responsible for such services.

d) ~~If a~~ the student receives medical treatment other than that prescribed by school health officials, the parents/guardian must inform school staff of such treatment and provide written medical information pertinent to that treatment.

e) Each school shall comply with Section 27-8.1 of The School Code (Ill. Rev. Stat. 19857, ch. 122, par. 27-8.1) in matters pertaining to immunization of its students. In addition, at the direction of the school's physician and superintendent, authorized medical staff at the school shall immunize students for communicable diseases provided:

- 1) ~~The~~ the Illinois Department of Public Health, (DPH) recommended the immunization due to a time limitation or unusual situation;
- 2) ~~The~~ the local Public Health Agency provides the vaccine at no cost to the school or the superintendent determines, in consultation with the school physician, an emergency situation exists and the need is so urgent that the vaccine should be purchased from school funds; and
- 3) ~~The~~ the parents have given their consent, if the student is under 18 years of age, or the student has given his or her consent, if the student is 18 years old or older.

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f) When providing care for students, staff of DORS' schools should follow the guidelines issued by the DPH and the Illinois State Board of Education in the publication "Management of Chronic Infectious Diseases in School Children".

g) HIV Testing. In compliance with the Illinois AIDS Confidentiality Act (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 7301 et seq.) and rules of the DPH (77 Ill. Adm. Code 697), a student may not be tested for human immunodeficiency virus (HIV) unless:

- 1) the student or legally authorized representative consents in writing, or
- 2) a DORS' school employee has had an accidental direct skin or mucous membrane contact with the student's blood or body fluids which is of a nature that may transmit HIV, as determined by a physician in his or her medical judgement.
- 3) Test Information and Counseling. In compliance with the Illinois AIDS Confidentiality Act (AIDS Act) (Ill. Rev. Stat. 1987, ch. 111 1/2, par. 7305) if an HIV test is ordered by a school physician, whether or not written, informed consent of the student or legally authorized representative has been given, the physician must provide the student with information, including:
 - A) the meaning of test results;
 - B) additional or confirmatory testing, when appropriate; and
 - C) referrals for further information or counseling.
- 4) Disclosure of test results. The person performing the test may only disclose results to the following people, who may not redisclose the results, except as authorized by the AIDS Act:
 - A) The student or his or her legally authorized representative;
 - B) Anyone designated in a legally effective release executed by the student or legally authorized representative;

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November 7, 1988 if the sole impairment was drug addiction or alcoholism.

d) In the class action lawsuit of *holaski et al. v. Bowen*, the court ordered that the class be extended to those residents of Minnesota, Arkansas, Iowa, North Dakota, South Dakota and Nebraska who filed Title II and/or Title XVI claims alleging inability to work due to pain or other subjective complaints during the court-ordered time frames for their particular states.

e) In the class action lawsuit of *Sammels, et al. v. Bowen*, the court ordered that the class be extended to all residents of Tennessee who received a fully unfavorable decision of disability on or after August 25, 1982 and requires that the following criteria be applied:

- 1) The Bureau must request a medical assessment from all treating and consulting physicians from whom evidence was obtained at the time of the prior denial or cessation.
- 2) Treating sources of class members should be used for consultative examinations whenever possible.
- 3) The opinions of a treating source as to the extent or severity of a claimant's impairments should be afforded the weight required by Sixth Circuit law when determining disability.
- 4) Cases of class members involving allegations of pain adjudicated prior to August 1, 1985, must be redetermined and reconsidered using standards consistent with Sixth Circuit precedent.
- 5) In evaluating the cases of class members for obstructive airway disease, current guidelines must be used.
- 6) Current standards must be used when considering the combined effect of not severe impairments.
- 7) Individualized assessments of the severity of an impairment and residual functional capacity must be used.

f) Pursuant to the United States Supreme Court decision in *Sullivan v. Zebley*, the Bureau must use the following court-ordered interim standard:

- 1) A functional assessment of the child's ability to perform a full range of age-appropriate daily activities and to behave in an age-appropriate manner be conducted similar to the way functional assessments are done for adults;

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2) Observations by treating sources, parents, caregivers, teachers and others having relevant knowledge of the child be sought and considered whenever available;

3) A child may be found disabled based upon equivalence to a listed impairment by comparing functional limitations of the child's unlisted impairment to the functional limitations of relevant listed impairments;

4) A child cannot be found "not disabled" solely because an impairment or combination of impairments does not meet or equal a listing;

5) A child whose impairment(s) do not meet or equal a listed impairment shall be evaluated to determine whether the impact of the impairment(s) on the child's ability to function is comparable in severity to that which makes an adult unable to engage in substantial gainful activity (SGA);

6) Every reasonable effort must be made to ensure that the evaluation team include a pediatric physician/psychologist or other appropriate medical specialist knowledgeable in infant and childhood development.

6) Will proposed amendments replace an emergency rule currently in effect?
No

7) Do these amendments contain an automatic repeal date? Yes No
If "yes," please specify the date:

8) Do these proposed amendments contain incorporations by reference? Yes

9) Are there any other amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: None

11) Time, Place, and Manner in which interested persons may comment on these proposed amendments: All persons who submit a written request to comment within fourteen (14) days after this notice has been published shall be given a reasonable opportunity to submit date, views, argument or comments about these amendments. All such submissions shall be made within forty-five (45) days after this notice has been published. Any comments submitted within forty-five (45) days after this notice has been published will be considered by the Department. All requests and comments should be submitted in writing to:

Ms. Leigh Reed
Regulations and Procedures Section

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429

Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has reviewed these amendments and found that they have no impact on small business.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER g: BUREAU OF DISABILITY DETERMINATION SERVICES

SEQUENTIAL EVALUATION PROCESS FOR THE DETERMINATION OF DISABILITY

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

12) Initial Regulatory Flexibility Analysis: The Department has reviewed these amendments and found that they have no impact on small business.

The full text of the Proposed Amendments begins on the next page:

SEQUENTIAL EVALUATION PROCESS FOR THE DETERMINATION OF DISABILITY

Section

845.10 Definitions

845.11 Incorporation by Reference

845.20 Steps of Sequential Evaluation

845.30 Multiple Impairments

845.40 Evaluation of Pain and Other Symptoms

AUTHORITY: Implementing Section 3(a) and authorized by Section 3(k) of "AN ACT in relation to rehabilitation of disabled persons" (111. Rev. Stat. 1986 Supp., ch. 23, pars. 3434(a) and (k)).

SOURCE: Adopted at 10 Ill. Reg. 19764, effective November 6, 1986; peremptory amendment at 12 Ill. Reg. 5467, effective February 25, 1988; amended at 13 Ill. Reg. 19308, effective November 22, 1989; amended at 14 Ill. Reg. _____, effective _____.

Section 845.11 Incorporation by Reference

Incorporations by reference in this Part do not include any later amendments or editions.

(Source: Added at 14 Ill. Reg. _____, effective _____)

Section 845.20 Steps of Sequential Evaluation

a) The Bureau incorporates the criteria specified in the Code of Federal Regulations 40 CFR 404-1520 and 20 CFR 416-920-as-amended March 5, 1985; 20 CFR 404-1537-and 20 CFR 404-1531-as-amended February 8, 1983; 20 CFR 404-1578-and 20 CFR 404-1579-as-amended March 22, 1983; 20 CFR 416-924-and 20 CFR 416-924b-as-amended-March 5, 1985; and 20 CFR 416-981-revised-April 1, 1986--This incorporation contains no later amendments or editions:

a) The Bureau incorporates the criteria specified in the Code of Federal Regulations 20 CFR 404.1520-1520a, 404.1577-1578, 404.1581, 416.920-920a, 416.924 and 416.981 revised April 1, 1989; Social Security Rulings 86-8 (Titles II and XVI: The Sequential Evaluation Process).

b) The following steps shall be used in the determination of disability-unless-the-individual-fails-under-the-criteria-listed-in

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the-Code-of-Federal-Regulations-20-6FR-404-1577-as-amended-March-22; 1982-28-6FR-404-1578-as-amended-March-22-1982-28-6FR-416-906 revised-April-1-1986; or 20-6FR-416-981-revised-April-1-1986: This-incorporation-contains-no-later-amendments-or-editions:—The steps-enamecate—the-process-used-to-evaluate—an-impairment-and-are to-be-followed-in-sequence:—When-a-determination-is-made—that-an individual-is-disabled-or-not-disabled-at-any-step; it-is-not necessary—to-proceed-with-the-evaluation:

b) The following steps shall be used in the determination of disability unless:

- 1) The individual falls under the criteria listed in the Code of Federal Regulations 20 CFR 404.1577-1578, 416.906 or 416.981 revised April 1, 1989.
- 2) With regard to the adjudication of children's Supplemental Security Income disability claims, the Bureau will apply the court-ordered standard in the case of *Sullivan v. Zobley*, POMS DI E-2597.000 et seq. and fully consider a child's functional limitations when evaluating the severity of the child's impairment.
- c) The steps are as follows:
 - 1) Is the individual engaging in substantial gainful activity?
 - A) The-Bureau-incorporates-the-criteria-for determining-substantial-gainful-activity-specified-in the-Code-of-Federal-Regulations-20-CFR-404-1571-1576, 404.1591-1592, 416.910 and 416.971-976 revised April 1, 1989; Social Security Rulings 83-33 (Titles I and XVI: Determining Whether Work Is Substantial Gainful Activity - Employees), 83-34 (Titles I and XVI: Determining Whether Work Is Substantial Gainful Activity - Self-Employed Persons), 83-35 (Titles I and XVI: Averaging of Earnings in Determining Whether Work Is Substantial Gainful Activity), and 85-5 (Disabled Child's Benefits - Determining Whether Work Is Substantial Gainful Activity - Averaging Earnings from Employment).

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Substantial Gainful Activity - Averaging Earnings from Employment).

b) If the individual is performing substantial gainful activity, a determination that the individual is not disabled will be made regardless of the individual's medical condition, age, education, or work experience unless the individual meets the blindness provisions specified in 20 CFR 404.1581 as amended February 8, 1983, 20 CFR 404.1582 revised April 1, 1986, 20 CFR 404.1583 revised April 1, 1986, 20 CFR 404.1584 as amended May 16, 1983, 20 CFR 416.981, 20 CFR 416.982, 20 CFR 416.983 and 20 CFR 416.984 revised April 1, 1986. This-incorporation-contains-no-later-amendments-or-editions:

c) According to Program Operations Manual System (POMS) Disability Insurance (DI) 24001, 24005 and 24010 revised June, 1987, the Social Security Administration Field Offices will have jurisdiction over work issue cases, that is, cases where there is an indication that a claimant is or has engaged in work activity during a period when disability was alleged or determined:

- 2) Does the individual have a severe impairment?

The Bureau incorporates the provisions for determining whether an impairment is or is not severe as specified in 20 CFR 404.1520(c), 20 CFR 404.1521, 20 CFR 416.920(c), and 20 CFR 416.921 as revised April 1, 1987. This-is-incorporation-contains-no-later-amendments-or-editions:
- 3) Does the individual have an impairment(s) that meets or equals the Listing of Impairments?

A) The-Bureau-incorporates-the-criteria-for-the Existing-of-Impairments-specified-in-the-Code-of-Federal-Regulations-20-6FR-404-1522a-20-6FR-404-1525b-20-6FR 404-1525c-20-6FR-404-1525d-20-6FR-404-1525e-20-6FR 416-925a-20-6FR-416-925b-20-6FR-416-925c-20-6FR 416-925d-20-6FR-416-925e-20-6FR-416-925f-20-6FR 416-925g-20-6FR-416-925h-20-6FR-416-925i-20-6FR 416-925j-20-6FR-416-925k-20-6FR-416-925l-20-6FR 416-925m-20-6FR-416-925n-20-6FR-416-925o-20-6FR 416-925p-20-6FR-416-925q-20-6FR-416-925r-20-6FR 416-925s-20-6FR-416-925t-20-6FR-416-925u-20-6FR 416-925v-20-6FR-416-925w-20-6FR-416-925x-20-6FR 416-925y-20-6FR-416-925z-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-416-925mm-20-6FR 416-925nn-20-6FR-416-925oo-20-6FR-416-925pp-20-6FR 416-925qq-20-6FR-416-925rr-20-6FR-416-925ss-20-6FR 416-925tt-20-6FR-416-925uu-20-6FR-416-925vv-20-6FR 416-925ww-20-6FR-416-925xx-20-6FR-416-925yy-20-6FR 416-925zz-20-6FR-416-925aa-20-6FR-416-925bb-20-6FR 416-925cc-20-6FR-416-925dd-20-6FR-416-925ee-20-6FR 416-925ff-20-6FR-416-925gg-20-6FR-416-925hh-20-6FR 416-925ii-20-6FR-416-925jj-20-6FR-416-925kk-20-6FR 416-925ll-20-6FR-416-925mm-20-6FR-416-925nn-20-6FR 416-925oo-20-6FR-416-925pp-20-6FR-416-925qq-20-6FR 416-925rr-20-6FR-416-925ss-20-6FR-416-925tt-20-6FR 416-925uu-20-6FR-416-925vv-20-6FR-416-925ww-20-6FR 416-925xx-20-6FR-416-925yy-20-6FR-416-925zz-20-6FR 416-925aa-20-6FR-416-925bb-20-6FR-416-925cc-20-6FR 416-925dd-20-6FR-416-925ee-20-6FR-416-925ff-20-6FR 416-925gg-20-6FR-416-925hh-20-6FR-416-925ii-20-6FR 416-925jj-20-6FR-416-925kk-20-6FR-416-925ll-20-6FR 416-925mm-20-6FR-416-925nn-20-6FR-416-925oo-20-6FR 416-925pp-20-6FR-416-925qq-20-6FR-416-925rr-20-6FR 416-925ss-20-6FR-416-925tt-20-6FR-416-925uu-20-6FR 416-925vv-20-6FR-416-925ww-20-6FR-416-925xx-20-6FR 416-925yy-20-6FR-416-925zz-20-6FR-416-925aa-20-6FR 416-925bb-20-6FR-416-925cc-20-6FR-416-925dd-20-6FR 416-925ee-20-6FR-416-925ff-20-6FR-416-925gg-20-6FR 416-925hh-20-6FR-416-925ii-20-6FR-416-925jj-20-6FR 416-925kk-20-6FR-416-925ll-20-6FR-

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

1) Code of Federal Regulations 20 CFR 404.1525, 416.925, 404 Appendix 1 to Subpart P revised April 1, 1989;

1.i) POMS DI 24525.000 Evaluation of Acquired Immunodeficiency Syndrome (AIDS) and AIDS-Related Complex (ARC) revised April 1989, POMS DI 24530.000 Evaluation of Musculoskeletal Issues revised February 1988, POMS DI 24540.000 Evaluation of Specific Issues - Respiratory revised February 1989, POMS DI 24545.001 Postmyocardial Infarction Cases revised September 1988, and POMS DI 24560.001 Evaluation of Chronic Myelogenous Leukemia, POMS DI 24575.000 Evaluation of Specific Issues - Multiple Body Systems, POMS DI 24580.000 Evaluation of Specific Issues - Neurological revised February 1988;

1.ii) With regard to the claims being reviewed under the Morrison, Doe and Decker class action lawsuit, the court-ordered criteria for evaluating drug addiction and alcoholism as specified in POMS DI 32551.000 et seq. revised September, 1986.

B) The Bureau incorporates the criteria for medical equivalence specified in the Code of Federal Regulations 20 CFR 404.1526a⁵-20 CFR 404.1526b⁶-20 CFR 404.1526c⁷, 20 CFR and 416.924a⁸-20 CFR 416.926b⁹-and 20 CFR 416.926e revised April 1, 1989. This incorporation-includes-no-later-amendments-or editions:

C) If the individual has an impairment that is determined to meet the duration requirement and is listed in the Listing of Impairments or equal to a listed impairment, a determination that the individual is disabled will be made regardless of the individual's age, education, or work experience unless the individual meets the criteria specified in 89 Ill. Adm. Code 845.20(c)(1)(B).

4) Does the individual's impairment prevent him/her from doing past relevant work?

A) The Bureau incorporates the criteria for residual functional capacity - specified in the Code of Federal Regulations 20 CFR 404.1545a⁵-20 CFR 404.1545b⁶-20 CFR 404.1545d⁷-20 CFR 404.1546⁸-20 CFR 416.945a⁹-20 CFR 416.945b¹⁰

A) The Bureau incorporates the criteria for vocational considerations - specified in the Code of Federal Regulations 20 CFR 404.1560a⁵-20 CFR 404.1560b⁶-20 CFR 404.1560c⁷-20 CFR 404.1560d⁸-20 CFR 404.1560b⁹,

ILLINOIS REGISTER
DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

416-945d,-20 CFR 416-946-revised-April-1,-1986--This incorporation-includes-no-later-amendments-or editions:

A) The Bureau incorporates the criteria for evaluation of residual functional capacity and past work as specified in the Code of Federal Regulations 20 CFR 404.1545, 404.1546, 416.945 and 416.946 revised April 1, 1989; Social Security Rulings 82-40 (Titles II and XVI: The Vocational Relevance of the Past Work Performed in a Foreign Country), 82-52 (Titles II and XVI: Duration of the Impairment), 82-53 (Titles II and XVI: Basic Disability Evaluation Guides), 82-56 (Titles II and XVI: The Sequential Evaluation Process), 82-61 (Titles II and XVI: Past Relevant Work - The Particular Job or Occupation as Generally Performed), 82-62 (Titles II and XVI: A Disability Claimant's Capacity To Do Past Relevant Work, In General), 85-16 (Titles II and XVI: Residual Functional Capacity for Mental Impairments), 85-28 (Titles II and XVI: Medical Impairments That Are Not Severe). With regard to claims being reviewed under the Hyatt class action lawsuit, the Bureau also incorporates the court-ordered criteria for evaluating allegations of hypertension or diabetes as specified in POMS DI 32548.000 et seq. revised April 1, 1986.

B) If the individual has an impairment that cannot be evaluated on medical findings alone, then the residual functional capacity will be reviewed along with the physical and mental demands of the past work. This review will be conducted by a Bureau disability examiner as specified in 20 CFR 404.1520(e) amended March 5, 1985, 20 CFR 404.1615 revised April 1, 1986, 20 CFR 416.920(e) amended March 5, 1985, and 20 CFR 416.1015 amended May 29, 1981, and August 19, 1981. This incorporation-includes-no-later-amendments-or editions:

C) If the individual can still do this kind of work, a determination that the individual is not disabled will be made.

C) If the individual's impairment prevent him/her from doing other work?

5) Does the individual's impairment prevent him/her from doing

A) The Bureau incorporates the criteria for

vocational considerations - specified in the Code of Federal Regulations 20 CFR 404.1560a⁵-20 CFR 404.1560b⁶-20 CFR 404.1560c⁷-20 CFR 404.1560d⁸-20 CFR 404.1560b⁹,

DEPARTMENT OF REHABILITATION SERVICES

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

20-6FRR-404-1561-7-20-6FRR-404-1562-7-20-6FRR-404-1563-4-7-20
6FRR-404-1563b-7-20-6FRR-404-1563c-7-20-6FRR-404-1563d-7-20
6FRR-404-1563e-7-20-6FRR-404-1564a-7-20-6FRR-404-1564b-7-20
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6FRR-404-1566b-7-20-6FRR-404-1566c-7-20-6FRR-404-1566d-7-20
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416-964b-7-20-6FRR-416-965a-7-20-6FRR-416-965b-7-20-6FRR
416-965a-7-20-6FRR-416-966b-7-20-6FRR-416-966c-7-20-6FRR
416-966d-7-20-6FRR-416-966e-7-20-6FRR-416-967a-7-20-6FRR
416-967b-7-20-6FRR-416-967c-7-20-6FRR-416-967d-7-20-6FRR
416-967e-7-20-6FRR-416-968a-7-20-6FRR-416-968b-7-20-6FRR
416-968c-7-20-6FRR-416-971-7-20-6FRR-416-972-revised-April
1, 1986.—This incorporation includes no later

A) The Bureau incorporates the criteria for vocational considerations specified in the Code of Federal Regulations 20 CFR 404.1560-1568 and 416.960-968 revised April 1, 1989; Social Security Rulings 82-41 (Titles II and XVI: Work Skills and Their Transferability as Intended by the Expanded Vocational Factors Regulations Effective February 26, 1979), and 82-63 (Titles II and XVI: Medical-Vocational Profiles showing an Inability to Make an Adjustment to Other Work).

B) The Bureau incorporates the criteria for medical-vocational guidelines specified in the Code of Federal Regulations 20 CFR 404.1569-1, 20 404 Appendix 2 and 20 CFR 416.969 revised April 1, 1986; Social Security Rulings 82-10 (Titles II and XVI: Determining Capability To Do Other Work - The Medical-Vocational Rules of Appendix 2), 83-11 (Titles II and XVI: Capability To Do Other Work - The Externally Based Medical-Vocational Rules Note) 83-12 (Titles II and XVI: Capability To Do Other Work - The Externally Based Medical-Vocational Rules Note).

B) The Bureau incorporates the criteria for medical-vocational guidelines specified in the Code of Federal Regulations 20 CFR 404.1569-1, 20 404 Appendix 2 and 20 CFR 416.969 revised April 1, 1986; Social Security Rulings 82-10 (Titles II and XVI: Determining Capability To Do Other Work - The Medical-Vocational Rules of Appendix 2), 83-11 (Titles II and XVI: Capability To Do Other Work - The Externally Based Medical-Vocational Rules Note) 83-12 (Titles II and XVI: Capability To Do Other Work - The Externally Based Medical-Vocational Rules Note).

(Source: Amended at 14 [1]. Reg. : effective)

Section 845.30 Multiple Impairments

The Bureau incorporates the criteria for multiple impairments specified in the Code of Federal Regulations 20 CFR 404.1523 and 20 CFR 416.923 as amended March 5, 1985. This incorporation-includes-no-later-amendments-or
Soc. Sec. 101, 90-111, A.M. Code 945-20

DEPARTMENT OF REHABILITATION SERVICES

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(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 845.40 Evaluation of Pain and Other Symptoms

a) The Bureau incorporates the criteria for the evaluation of pain and other symptoms specified in the Code of Federal Regulations 620 CFR 404.1508, 404.1528, 404.1529, 416.908, 416.928, and 416.929 revised April, 1988; the Program Operations Manual System, Disability Insurance (DI) 22511.000 as amended August 1988, DI 24510.000 as amended January 1986, DI 24515.060 as amended October 1986, DI 24525.000 as amended September 1987, DI 24540.000 as amended February 1988, DI 24575.000 as amended February 1988, DI 24580.000 as amended January 1986; and DI 25005.000 as amended January 1986; and Social Security Rulings 82-54-(Titles-II-and-XVI--Guidelines-for-Residual-Functional-Capacity-Assessment-in-Musculoskeletal-and-Cardiovascular-Impairments); 82-53 (Titles-II-and-XVI--Basic-Disability-Evaluations-Guides), 82-55 (Titles-II-and-XVI--Medicai-Impairments-That-are-Not-Severe)-82-58-(Titles-II-and-XVI--Evaluations-of-Symptoms); 83-19 (Titles II and XVI: Finding Disability on the Basis of Medical Considerations Alone - The Listing of Impairments and Medical Equivalency), and 88-13 (Titles II and XVI: Evaluation of Pain and Other Symptoms).

b) The Bureau will consider the evaluation of pain and other symptoms in regard to the Listing of Impairments as described in 89 Ill. Admin. Code 860 (Listing of Impairments).

c) With regard to the following class action lawsuits, the Bureau also incorporates the specified court-ordered criteria for evaluating pain:

- 1) In the case of Boyd, et al. v. Sullivan, POMS DI 32532.000 et seq. revised December, 1989.
- 2) In the case of Hyatt, et al. v. Bowen, POMS DI 32548.000 et seq. revised April, 1986.
- 3) In the case of Polaski, et al. v. Bowen, POMS DI 32553.000 et seq. revised December, 1989.
- 4) In the case of Samuel, et al. v. Bowen, POMS DI 32555.000 et seq. revised March, 1990.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

DEPARTMENT OF REHABILITATION SERVICES
NOTICE OF PROPOSED AMENDMENTSILLINOIS REGISTER 12252
90

- 1) Heading of the Part: Service Provision
- 2) Code Citation: 89 Ill. Adm. Code 695
- 3) Section Numbers:
 - 695.300
 - 695.400
- 4) Statutory Authority: Section 3(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, par. 3434(g)).
- 5) A Complete Description of the Subjects and Issues involved:

This proposed amendment corrects a clerical error, and clarifies same language in Section 695.300. Section 695.400 is amended to clarify the responsibilities of the local office counselor.
- 6) Will this proposed rule replace an emergency rule currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date?
 - Yes No
- 8) Does this proposed rule (amendment, repealer) contain incorporations by reference? No
- 9) Are there any other amendments pending on this Part? No
- 10) Section Numbers Proposed Action Illinois Register Citation
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking:

Ms. Janice Lobb
Regulations and Training Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734

If because of physical disability you are unable to put comments into writing, you may make them orally to the person listed above.

DEPARTMENT OF REHABILITATION SERVICES

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12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not effect small businesses.

The full text of the proposed Rule(s) begins on the next page:

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DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

TITLE 89: SOCIAL SERVICES
CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER d: HOME SERVICES PROGRAM

PART 695
SERVICE PROVISION

Section	Prerequisite to Provision of Services
695.10	Initiation of Service Provision
695.200	Emergency Services
695.300	Maintenance of Service Provision
695.400	Quality and Propriety of Service Provision

AUTHORITY: Implementing and authorized by section 3(g) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, par. 3434(g)).

SOURCE: Adopted and codified at 7 Ill. Reg. 31, p. 8943 effective July 18, 1983; amended at 8 Ill. Reg. 15624, effective August 17, 1984; amended at _____ Ill. Reg. _____, effective _____.

Section 695.300 Maintenance of Service Provision

- a) Services shall be authorized for no more than one calendar month at a time. This authorization shall be provided to the service provider prior to the beginning of each service month. Each voucher returned for payment must be accompanied by a Certification or Agency Billing Statement Group Billing Sheet (IL 488-0305) or the Home Services Program Agency Billing Statement (IL 488-0328), as appropriate, to certify that services were provided as billed.
- b) If payment is made in error, HSP shall seek to recover any overpayments from the recipient of such overpayments.
- c) Services shall not be provided during any period in which the client is not residing in his/her home or is not residing at another non-institutional residence eligible for the purpose of receiving HSP services. Services may not be provided while a client is institutionalized or is residing out of state under any circumstances.

DEPARTMENT OF REHABILITATION SERVICES

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d) Minor or temporary changes in a client's situation will be reflected in a revision of service provision for the affected time period unless:

- 1) The averaged cost of service provision would exceed the projected cost of institutionalization for the individual.
- 2) The disability determination is affected
- 3) The determination of need for long-term care is affected
- 4) Financial eligibility is affected
- 5) Other eligibility criteria (e.g., citizenship, residency) may be affected.

e) WhereWhen, per 89 Ill. Adm. Code 695.300(d), service provision cannot be revised as a result of changed client situation, a redetermination must be conducted (see 89 Ill. Adm. Code 698).

f) If it becomes necessary to locate a new service provider, the provisions of see 89 Ill. Adm. Code 700 shall apply.

(Source: Amended at 14 Ill. Reg. _____)

Section 695.400 Quality and Propriety of Service Provision

- a) It is the responsibility of HSP to assure that quality services are provided to HSP clients. The local office counselor is responsible for working closely with the client to ensure the client's health and safety needs are being met. Service providers will be subject to an annual review by HSP staff to determine that services are provided as agreed to by the service provider in the service plan, and to the satisfaction of the client with service delivery. This annual review will be conducted in conjunction with the annual redetermination of client eligibility. In addition, client complaints or problems related to service providers will be resolved by local office staff or a new service provider will be located. If local office staff cannot resolve such difficulties, these may also

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be referred to HSP management for resolution or for dissolution of any existing contractual agreements based on failure to provide services as agreed and as satisfactory to the client.

- d) If alleged fraud by a service provider or by a client as it relates to service provision is reported, local office staff will immediately refer the situation to the Internal Audit Division of the Department.

- e) Service providers retain the right to refuse service to clients on the basis of client failure to make required cost share payments, and on the basis of client behavior which is determined by the service provider to be unacceptable. This provision, however, is limited by the requirements of non-discrimination (See 89 Ill. Adm. Code 678.50). The service provider is to inform local office staff that services will be discontinued, at which time local office staff must attempt to locate another service provider.

- f) (Source: Amended at _____)

- g) (Source: Amended at _____)

ILLINOIS REGISTER
DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Training Services
- 2) Code Citation: 89 Ill. Adm. Code 592
- 3) Section Numbers:
Proposed Action:
Amendment
Amendment
Amendment
New Section
592.50
592.75
592.80
592.85
- 4) Statutory Authority: Authorized by "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), (b), and (k)).
- 5) A Complete Description of the Subjects and Issues involved:
Section 592.50 clarifies the rate DORS will pay for a client who chooses to attend a private vocational school.
- Section 592.80 clarifies that a client must maintain a GPA sufficient to meet their institution's graduation requirement in order to receive DORS Sponsorship.
New Section 592.85 clarifies health-related issues that are the client's responsibility.
- 6) Will this proposed rule replace an emergency rule currently in effect? Yes X No
- 7) Does this rulemaking contain an automatic repeal date?
Yes X No
- 8) Does this proposed rule (amendment, repealer) contain incorporations by reference? Yes X No
- 9) Are there any other amendments pending on this Part? Yes X No
- 10) Section Numbers Proposed Action Illinois Register Citation
Statement of Statewide Policy Objectives (if applicable):
Not Applicable

NOTICE OF PROPOSED AMENDMENTS

- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning these rules within 45 days after this issue of the Illinois Register. All requests and comments should be submitted in writing to:

Ms. Janice Lobb
Regulations and Training Division
Department of Rehabilitation Services
P.O. Box 19429
Springfield, Illinois 62794-9429
Telephone number: (217) 785-3896
T.D.D.: (217) 782-5734
- 12) Initial Regulatory Flexibility Analysis: The Department has determined that this rulemaking will not affect small businesses.
The full text of the proposed rule(s) begins on the next page:

DEPARTMENT OF REHABILITATION SERVICES

NOTICE OF PROPOSED AMENDMENTS

CHAPTER IV: DEPARTMENT OF REHABILITATION SERVICES
SUBCHAPTER b: VOCATIONAL REHABILITATIONPART 592
TRAINING SERVICES

Section 592.10	General Applicability
592.20	Training Objectives
592.30	Insurance Requirement
592.40	Transportation
592.45	Training Institution Qualifications
592.50	Tuition
592.55	Tutorial (Education or Language) Services for Deaf Individuals
592.60	Graduate School Training
592.65	Default on Educational Grants and Loans
592.70	Books and Supplies
592.75	Summer School
592.80	Grades
592.85	Health
592.90	On-the-Job Training

AUTHORITY: Implementing and authorized by Sections 3(a), (b), and (k) of "AN ACT in relation to rehabilitation of persons with one or more disabilities" (Ill. Rev. Stat. 1989, ch. 23, pars. 3434(a), (b), and (k)).

SOURCE: Adopted at 9 Ill. Reg. 8850, effective June 10, 1985; amended at 11 Ill. Reg. 9958, effective May 8, 1987; amended at 11 Ill. Reg. 20211, effective November 30, 1987; amended at 13 Ill. Reg. 1573, effective January 23, 1989; amended at 14 Ill. Reg. 1473, effective January 5, 1990; amended at 14 Ill. Reg. _____, effective _____.

Section 592.50 Tuition

a) If a client is attending a private school or an out of state school merely out of choice and comparable quality training based upon accessibility, course offerings, and reputation is available at a state-operated facility, DORS may authorize for the total cost of attendance (including tuition, fees and maintenance) up to the maximum amount the highest state-operated facility would cost, less scholarships, other similar benefits (89 Ill. Adm. Code 567), and client participation (89 Ill. Adm. Code 562).

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b) If a client is attending a private school or an out of state school because there is no comparable training available at a state-operated facility, costs less than a state-operated school, or is doing so because of medical recommendations from the client's physician, DORS will authorize for the total cost (including tuition, fees, and maintenance), less scholarships, similar benefits, and client financial participation.

c) If a client chooses to attend a private vocational school and comparable training is available at a local community college, DORS will only pay tuition and fees up to the established community college rate.

d) If a client chooses to attend a community college outside his/her community college district due to program accessibility, and the IWRP (89 Ill. Adm. Code 572) reflects the counselor's agreement with the decision, DORS may pay the charge back only if the local community college district refuses to pay it. Documentation of the refusal must be obtained prior to authorization.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 592.75 Summer School

Summer school shall be provided only for those clients who:

a) will graduate at the conclusion of the summer term; or

b) must complete a course sequence for degree/graduation requirement that is offered only in the summer; or

c) are married students with dependents who rely on DORS' sponsorship to provide their housing during training.

(Source: Amended at 14 Ill. Reg. _____, effective _____)

Section 592.80 Grades

DORS will sponsor a client in an educational institution as long as the client maintains the grade point average (GPA) established by that institution as sufficient to meet graduation requirements a "G" average (2.0 or a 4.0 point system) for each grading period (e.g., semester, quarter, or term), and also maintains a sufficient cumulative grade point average (GPA) to meet

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graduation requirements in his/her major field of study. If at any time, a client's grades fall below a "C" average and/or below the cumulative GPA sufficient to meet graduation requirements, DORS will support the client for one additional grading period, regardless of when taken, and providing if the client and his/her counselor continue to agree that academic training is an appropriate objective. During which this grading period, the student must achieve a "C" average or better for that grading period and show continued progress thereafter toward raising the cumulative GPA to the level required for graduation. "Continued progress" means any elevation of cumulative GPA for each successive grading period taken. If the educational institution does not have a grade point requirement, the client must maintain at least a "C" average (2.0 on a 4.0 system) or its equivalent.

(Source: Amended at — Ill. Reg. _____, effective _____)

Section 592.85 Health

a) If a client is prevented from attending classes regularly due to health reasons, he/she must secure a written verification of his/her condition from a physician or the institution's health service.

b) If a client withdraws from a training institution due to health reasons he/she must obtain a written verification of his/her condition from a physician.

c) If a client attending a training institution is hospitalized, he/she must inform the DORS counselor, in advance if possible.

(Source: Added at — Ill. Reg. _____, effective _____)

NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Illinois Consortium for Educational Opportunity Program
- 2) Code Citation: 23 Ill. Adm. Code 2400
- 3) Section Number: 2400.30 Adopted Action: Amended
- 4) Statutory Authority: Ill. Rev. Stat. 1987 and 1988 Supp., ch. 144, pars. 2301 et seq.
- 5) Effective Date of Rules: July 16, 1990
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this rulemaking contain incorporation by reference? No.
- 8) Date Filed in Agency's Principal Office: June 20, 1990
- 9) Notice of Proposal Published in Illinois Register: 14 Ill. Reg. 1703, February 2, 1990
- 10) Has JCAR issued a Statement of Objection to these rules? No.
- 11) Difference(s) between proposal and final version: the authority note was revised to include the updated 1988 supplement to the 1987 Illinois Revised Statutes.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this rule replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Rule: The adopted amendments define "above average academic ability." These criteria were proposed in response to recommendations from the Joint Committee on Administrative Rules. The amendments also add conditions to maintain eligibility in the program.
- 16) Information and questions regarding this adopted rule shall be directed to:

Charles Morris, Illinois Consortium for Educational Opportunity
c/o Illinois Board of Higher Education
4 West Old Capitol Square, Room 500
Springfield, Illinois 62701
217/722-2551

The full text of the Adopted Amendments begins on the next page:

ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

NOTICE OF ADOPTED AMENDMENTS

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER XV: ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY

PART 2400

ILLINOIS CONSORTIUM FOR EDUCATIONAL OPPORTUNITY PROGRAM

<p>Section</p> <p>2400.10 Purpose</p> <p>2400.20 Definitions</p> <p>2400.30 ICEOP Program Guidelines</p> <p>2400.40 Determining and Administering Awards</p> <p>2400.50 Fulfillment of the Conditions of the Award</p> <p>2400.60 Application Procedures</p>	<p>1) An ICEOP participating institution shall:</p> <ol style="list-style-type: none"> 1) be an institution of higher education as defined in the Act; 2) actively recruit students who will be eligible for ICEOP awards and verify to the Consortium Board that applicants for ICEOP financial assistance meet all eligibility requirements; 3) maintain records for award recipients including program application materials, contracts and records of award payments; 4) provide award recipients with academic and support services, such as mentoring, counseling, and other activities that would enhance the chances for degree completion and success in achieving the goals of the program; 5) supervise payment of awards from the funds awarded by the Consortium Board; 6) collect, process and forward to the Consortium Board by March 1 of each year all new applications and renewal forms from eligible students; and <p>2) In order to maintain eligibility in the program and in order to be considered for subsequent ICEOP grants, an awardee must meet scholastic requirements and eligibility for financial assistance as required by the institution in which she or he is enrolled as an ICEOP participant.</p>
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AUTHORITY: Implementing and authorized by The Illinois Consortium for Educational Opportunity Act (Ill. Rev. Stat. 1987 and 1988 Supp., ch. 144, pars. 201 et seq.).

SOURCE: Emergency Rule adopted at 10 Ill. Reg. 13402, effective July 28, 1986 for a maximum of 150 days; adopted at 11 Ill. Reg. 4674, effective March 6, 1987; amended at 14 Ill. Reg. 12262, effective July 16, 1990.

Section 2400.30 ICEOP Program Guidelines

a) An ICEOP participating institution shall:

- 1) be an institution of higher education as defined in the Act;
- 2) actively recruit students who will be eligible for ICEOP awards and verify to the Consortium Board that applicants for ICEOP financial assistance meet all eligibility requirements;
- 3) maintain records for award recipients including program application materials, contracts and records of award payments;
- 4) provide award recipients with academic and support services, such as mentoring, counseling, and other activities that would enhance the chances for degree completion and success in achieving the goals of the program;
- 5) supervise payment of awards from the funds awarded by the Consortium Board;
- 6) collect, process and forward to the Consortium Board by March 1 of each year all new applications and renewal forms from eligible students; and

7) he or she is a member of a racial minority identified in the Act;

8) he or she has earned a baccalaureate degree from a postsecondary educational institution;

9) he or she has been admitted as a student pursuing a doctoral, master's, or postbaccalaureate professional degree and will pursue this degree objective at least as a half-time student, as defined by the institution;

10) he or she signs an agreement to meet the Act's employment conditions if an ICEOP award is accepted;

11) his or her financial resources are such that in the absence of a ICEOP grant the individual will be prevented from pursuing a graduate or professional degree at the institution; and

12) admission to a post-baccalaureate degree program at an ICEOP participating institution.

A) completion of a baccalaureate degree from an accredited institution;

B) minimum grade point average of C+ (2.75 on a grade scale of 4.00 = A) in the last 60 hours of undergraduate work; and

C) admission to a post-baccalaureate degree program at an ICEOP participating institution.

(Source: Amended at 14 Ill. Reg. 12262 , effective July 16, 1990)

7) assist award recipients who complete their program of study in seeking a position in teaching or administration in an Illinois postsecondary educational institution or on an Illinois higher education governing or coordinating board staff.

b) For the applicant student to be eligible to participate in the ICEOP, the student shall establish and the applicable institution shall verify that the student applicant meets the following criteria:

- 1) he or she is an Illinois resident;
- 2) he or she is a member of a racial minority identified in the Act;
- 3) he or she has earned a baccalaureate degree from a postsecondary educational institution;
- 4) he or she has been admitted as a student pursuing a doctoral, master's, or postbaccalaureate professional degree and will pursue this degree objective at least as a half-time student, as defined by the institution;
- 5) he or she signs an agreement to meet the Act's employment conditions if an ICEOP award is accepted;
- 6) his or her financial resources are such that in the absence of a ICEOP grant the individual will be prevented from pursuing a graduate or professional degree at the institution; and

7) he or she has above-average academic ability to pursue a graduate or professional degree, as evidenced by ~~admission-to-a-graduate-or-professional-degree-program-at-the-participating-institution~~, the following:

- A) completion of a baccalaureate degree from an accredited institution;
- B) minimum grade point average of C+ (2.75 on a grade scale of 4.00 = A) in the last 60 hours of undergraduate work; and
- C) admission to a post-baccalaureate degree program at an ICEOP participating institution.

2) In order to maintain eligibility in the program and in order to be considered for subsequent ICEOP grants, an awardee must meet scholastic requirements and eligibility for financial assistance as required by the institution in which she or he is enrolled as an ICEOP participant.

NOTICE OF ADOPTED AMENDMENTS

- 1) The Heading of the Part: Trifecta
- 2) Code Citation 11 Ill. Adm. Code 409
- 3) Section Number: 409.85
Adopted Action: Amendment
- 4) Statutory Authority: Ill. Rev. Stat. 1985, ch. 8, par 37-9(b)
- 5) Effective Date of Rule Amendments: July 13, 1990
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this amendment contain incorporation by reference? No.
- 8) Date filed in Agency's Principal Office: July 13, 1990
- 9) Notice of Proposal Published in Illinois Register:
 - 14 Ill. Reg. 1849 - February 2, 1990
- 10) Has JCAR issued a Statement of Objections to this rule? No.
- 11) Differences between proposal and final version: No changes in the proposal were necessary.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? No changes were necessary.
- 13) Will these amendments replace emergency amendments currently in effect? No.
- 14) Are there any other proposed amendments pending in this Part? Yes, as follows:

409.65	Amendment	14 Ill. Reg. 1601	January 26, 1990
409.75	Amendment	14 Ill. Reg. 8553	June 1, 1990
- 15) Summary and purpose of rules: This rulemaking establishes a provision for a longer distance in harness trifecta races.
- 16) Information and questions regarding these adopted amendments shall be directed to:

Illinois Racing Board
Legal Department
State of Illinois Center
100 West Randolph, Suite 11-100
Chicago, Illinois 60601

NOTICE OF ADOPTED AMENDMENTS

- 1) **TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY**
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER b: RULES APPLICABLE TO ORGANIZATION LICENSEES
- 4) **PART 409**
TRIFECTA
- 5) **Section 409.10**
Trifecta Wager Entries and Fields Prohibited
- 6) **Section 409.20**
Winning Combinations
- 7) **Section 409.30**
Dead Heat
- 8) **Section 409.40**
Irregular Wagering Pattern
- 9) **Section 409.50**
Special Conditions for Thoroughbred Trifecta Races (Repealed)
- 10) **Section 409.60**
Trifecta Races Special Conditions for Harness Trifecta Races (Repealed)
- 11) **Section 409.70**
Restrictions on Thoroughbred Trifecta Races (Repealed)
- 12) **Section 409.75**
Waiver of Rules (Repealed)
- 13) **Section 409.80**
Restrictions on Harness Trifecta Races
- 14) **Section 409.85**
Restrictions on Harness Trifecta Races

AUTHORITY: Implementing and authorized by Section 9(b) of the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1987, ch. 8, par. 37-9(b)).

SOURCE: Adopted at 4 Ill. Reg. 38, P. 187, effective September 8, 1980; codified at 5 Ill. Reg. 10894; emergency amendment at 9 Ill. Reg. 2532, effective February 8, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 10270, effective June 21, 1985; amended at 14 Ill. Reg. 11317, effective July 3, 1990; amended at 14 Ill. Reg. 12265, effective July 13, 1990.

All harness trifecta races shall be contested at a distance of at least one mile.

(Source: Amended at 14 Ill. Ill. Reg. 12265, effective 7/13/90)

SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENT(S)

1) The Heading of the Part: Certificates of Title, Registration of Vehicles
 2) Code Citation: 92 Ill. Adm. Code 1010
 3) Section numbers: Adopted Action:
 1010.520
 4) Statutory Authority: Implementing Chapter 3 and authorized by Section
 2-104(b) of the Illinois Vehicle Title and Registration Law of the Illinois
 Vehicle Code (Ill. Rev. Stat. 1987, ch. 95 1/2, pars. 3-100 et seq. and
 2-104(b))

5) Effective Date of Amendment: July 15, 19906) Does this rulemaking contain an automatic repeal date? No7) Does this amendment contain incorporations by reference? No8) Date Filed in Agency's Principal Office: July 15, 19909) Notice of Proposal Published in Illinois Register:

14 Ill. Reg. 3022, March 2, 1990

10) Has JCAR issued a Statement of Objections to these amendments? No11) Differences between proposal and final version:

1. Added the language "amended at 14 Ill. Reg. 6848, effective April 18, 1990" after the words "effective September 15, 1989" in the Source Note.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

13) Will these amendments replace an emergency rule amendment currently in effect? No

14) Are there any amendments pending on this Part? Yes

<u>Section Number</u>	<u>Proposed Action</u>	<u>Illinois Register Citation</u>
1010.453	New Section	14 Ill. Reg. 8575
1010.454	New Section	14 Ill. Reg. 8575
1010.510	Amendment	14 Ill. Reg. 8998

15) Summary and Purpose of Rules: This rulemaking establishes the criteria for reducing the amount of a check issued to the Secretary of State to pay a fee or tax if the amount of the check is for a larger amount than required.

NOTICE OF ADOPTED AMENDMENT(S)

SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENT(S)

16) Information and questions regarding these adopted amendments shall be directed to:

Robert B. Powers
 Assistant Counsel to the Secretary
 298 Centennial Building
 Springfield, Illinois 62706
 217/785-3094

The full text of the Adopted Amendment begins on the next page:

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 92: TRANSPORTATION
CHAPTER II: SECRETARY OF STATEPART 1010
CERTIFICATES OF TITLE, REGISTRATION OF VEHICLES

SUBPART A: DEFINITIONS

Section 1010.10 Owner—Application of Term
1010.20 Secretary and Department

SUBPART B: TITLES

Section 1010.110 Salvage Certificate—Additional Information Required to Accompany Application for a Certificate of Title for a Rebuilt or a Restored Vehicle Upon Surrendering Salvage Certificate
1010.120 Salvage Certificate—Assignments and Reassignments
1010.130 Exclusiveness of Lien on Certificate of Title
1010.140 Documents Required to Title and Register Imported Vehicles Not Manufactured in Conformity with Federal Emission or Safety Standards
1010.150 Transferring Certificates of Title Upon the Owner's Death
1010.160 Repossession of Vehicles by Lienholders and Creditors

SUBPART C: REGISTRATION

Section 1010.210 Application for Registration
1010.220 Vehicles Subject to Registration—Exceptions
1010.230 Refusing Registration or Certificate of Title
1010.240 Registration Plates To Be Furnished By The Secretary of State
1010.250 Applications For Reassignment

SUBPART D: REVOCATION, SUSPENSION AND CANCELLATION OF REGISTRATION

Section 1010.300 Operation of Vehicle after Cancellation, Suspension, or Revocation of any Registration
1010.310 Improper Use of Evidences of Registration
1010.320 Suspension, Cancellation or Revocation of Illinois Registration Plates and Cards and Titles
1010.330 Operation of Vehicle Without Proper Illinois Registration
1010.350 Suspension or Revocation of Plates, Decals or Cards
1010.360 Surrender of Plates, Decals or Cards

NOTICE OF ADOPTED AMENDMENT(S)

SUBPART E: SPECIAL PERMITS AND PLATES

Section 1010.410 Temporary Registration—Individual Transactions
1010.420 Temporary Permit Pending Registration In Illinois
1010.440 Title and Registration of Vehicles with Permanently Mounted Equipment
1010.450 Special Plates
1010.451 Purple Heart License Plates
1010.452 Special Event License Plates
1010.455 Collectible License Plates
1010.456 Sample License Plates For Motion Picture and Television Studios Reserves
1010.460 Special Plates for Members of the United States Armed Forces

SUBPART F: FEES

Section 1010.510 Determination of Registration Fees
1010.520 When Fees Returnable
1010.530 Circuit Breaker Registration Discount
1010.540 Maximum Fees for Distribution of Motor Vehicle Renewal Plates and/or Stickers

SUBPART G: MISCELLANEOUS

Section 1010.610 Unlawful Acts, Fines and Penalties
1010.620 Change of Engine

SUBPART H: SECOND DIVISION VEHICLES

Section 1010.705 Reciprocity
1010.710 Vehicle Proration
1010.715 Proration Fees
1010.720 Vehicle Apportionment
1010.725 Trip Leasing
1010.730 Intrastate Movements, Foreign Vehicles
1010.735 Interline Movements
1010.740 Trip and Short-term Permits
1010.745 Signal 30 Permit for Foreign Registered Vehicles (Repealed)
1010.750 Signal 30-Year-round for Prorated Fleets of Leased Vehicles (Repealed)
1010.755 Mileage Tax Plates

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NOTICE OF ADOPTED AMENDMENT(S)

1010.756 Suspension or Revocation of Illinois Mileage Weight Tax Plates
 1010.760 Transfer for "For-Hire" Loads
 1010.765 Suspension or Revocation of Exemptions as to Foreign Registered Vehicles
 1010.770 Required Documents for Trucks and Buses to Detect "Intrastate" Movements
 1010.775 Certificate of Safety

APPENDIX A Uniform Vehicle Registration Proration and Reciprocity Agreement
 APPENDIX B International Registration Plan

AUTHORITY: Implementing Chapter 3 and authorized by Section 2-104(b) of the Illinois Vehicle Title & Registration Law of the Illinois Vehicle Code (Ill. Rev. Stat. 1987, ch. 95½, pars. 3-100 et seq. and 2-104(b)).

SOURCE: Filed and effective December 15, 1970; emergency amendments at 2 Ill. Reg. 25, p. 119, effective June 14, 1978, for a maximum of 150 days; amended at 3 Ill. Reg. 12, p. 76, effective March 23, 1979; amended at 3 Ill. Reg. 29, p. 123, effective July 20, 1979; amended at 4 Ill. Reg. 17, p. 247, effective April 11, 1980; emergency amendments at 4 Ill. Reg. 21, p. 99, effective May 14, 1980, for a maximum of 150 days; amended at 6 Ill. Reg. 241, effective February 1, 1982; amended at 6 Ill. Reg. 11076, effective August 26, 1982; codified at 7 Ill. Reg. 12674; amended at 7 Ill. Reg. 1432, effective January 21, 1983; amended at 8 Ill. Reg. 5329, effective January 21, 1983; amended at 8 Ill. Reg. 5329, effective April 6, 1984; amended at 9 Ill. Reg. 3358, effective March 1, 1985; amended at 9 Ill. Reg. 9176, effective May 30, 1985; amended at 9 Ill. Reg. 12863, effective August 2, 1985; amended at 9 Ill. Reg. 14711, effective September 13, 1985; amended at 10 Ill. Reg. 1243, effective January 6, 1986; amended at 7 Ill. Reg. 1436, effective January 21, 1986; amended at 8 Ill. Reg. 5329, effective April 6, 1984; amended at 9 Ill. Reg. 3358, effective March 1, 1985; amended at 9 Ill. Reg. 9176, effective May 30, 1985; amended at 9 Ill. Reg. 12863, effective August 2, 1985; amended at 9 Ill. Reg. 14711, effective September 13, 1985; amended at 10 Ill. Reg. 1243, effective January 6, 1986; amended at 10 Ill. Reg. 4245, effective February 26, 1986; amended at 10 Ill. Reg. 14308, effective August 19, 1986; rescinded at 11 Ill. Reg. 15720; amended at 12 Ill. Reg. 14711, effective September 15, 1988; amended at 12 Ill. Reg. 15193, effective September 15, 1988; amended at 13 Ill. Reg. 1598, effective February 1, 1989; amended at 13 Ill. Reg. 5173, effective April 1, 1989; amended at 13 Ill. Reg. 7965, effective May 15, 1989; amended at 13 Ill. Reg. 15102, effective September 15, 1989; amended at 14 Ill. Reg. 4560, effective March 1, 1990; amended at 14 Ill. Reg. 6848, effective April 18, 1990; amended at 14 Ill. Reg. 1267, effective July 15, 1990.

Section 1010.520 When Fees Returnable

a) The Secretary of State may reduce by interlineation the amount of any personal check, or corporate check or company check drawn on the account of and delivered by any person applying for any license, title, or permit which requires payment of a fee or tax.

b) The amount of such reduction shall be limited to \$15.00 or less and

(Source: Amended at 14 Ill. Reg. 12267, effective July 15, 1990)

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SECRETARY OF STATE

NOTICE OF ADOPTED AMENDMENT(S)

the drawer of the check shall be notified in writing of such reduction. Any check for erroneous amount greater than \$15.00 shall be returned to the drawer applicant:

c) Any check altered reduced pursuant to above shall be endorsed by the Secretary of State as follows: "That the amount of this check is warrantied to be \$ _____ subsequent holders and to the drawee to be in the amount of _____."

d) All applications for the above said services upon reprinting shall contain the following authorization statement: "My signature above authorizes the Secretary of State to reduce the amount of my personal check if the amount submitted is not correct. I understand this will be done only if the amount submitted is greater than the required fee hereunder but in no event shall such reduction be made in the amount greater than \$15.00."

1) Heading of the Part: RECORDS OF COMMITTED PERSONS

2) Code Citation: 20 Ill. Adm. Code 107

3) Section Numbers:

Emergency Action:

107.210

Amend

4) Statutory Authority: Implementing and authorized by Section 3-6-3 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, par. 1003-6-3, as amended by P.A. 86-1090, effective July 13, 1990).

5) Effective Date of Rule(s) (Amendments, Repealer): July 17, 1990.

6) If this emergency rule (amendment, repealer) is to expire before the end of the 150-day period, please specify the date on which it is to expire:
Not applicable.

7) Date Filed in Agency's Principal Office: July 17, 1990

8) Reason for Emergency: Current overcrowding problems in the State prison system require immediate implementation of recent legislative changes to protect the public interest, safety, and welfare. These changes provide for an increase in the meritorious good time which may be awarded to certain committed persons, resulting in earlier releases.

9) A Complete Description of the Subjects and Issues Involved: The new law allows the Department to award up to 180 days, rather than 90 days, of meritorious good time per commitment, except for certain committed persons who are still limited to no more than 90 days of meritorious good time. Earlier releases for eligible committed persons will help relieve some of the problems of prison overcrowding.

10) Are there any proposed amendments to this Part pending? No.

11) Statement of Statewide Policy Objectives: Not applicable; this rulemaking does not create or expand any State mandates.

12) Information and questions regarding this rule (amendment, repealer) shall be directed to:

Name: William H. Craine, Ph.D., Deputy Director
Illinois Department of Corrections
Address: 1301 Concordia Court
P. O. Box 19277
Springfield, Illinois 62794-9277
Telephone: 217/522-2866

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER 1: DEPARTMENT OF CORRECTIONS
SUBCHAPTER a: ADMINISTRATION AND RULES

PART 107

RECORDS OF COMMITTED PERSONS

SUBPART A: ADMISSION DOCUMENTS

Section

107.10 **Applicability**

Required Admission Documents

Section

107.20 **Applicability**

Required Admission Documents

SUBPART B: DIMINUTION OF SENTENCE

Section

107.100 **Applicability**

Diminution of Felony Sentences

Section

107.110 **Good Time Schedules Applicable to Felony Sentences**

Section

107.120 **Good Time Schedules Applicable to Felony Sentences**

Section

107.130 **Consecutive Sentences**

Section

107.140 **Concurrent Sentences**

Section

107.150 **Revocation of Statutory Good Time and Good Conduct Credits**

Section

107.160 **Restoration of Statutory Good Time and Good Conduct Credits**

Section

107.170 **Institution Credits (Repeated)**

Section

107.180 **Misdemeanant Good Time Allowance**

SUBPART C: MERITORIOUS GOOD TIME

Section

107.200 **Applicability**

Awarding of Meritorious Good Time

Section

107.210 **Applicability**

Awarding of Meritorious Good Time

Section

107.220 **Applicability**

Awarding of Meritorious Good Time

Section

107.230 **Applicability**

Awarding of Meritorious Good Time

Section

107.240 **Applicability**

Awarding of Meritorious Good Time

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107.250 **Applicability**

Awarding of Meritorious Good Time

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107.260 **Applicability**

Awarding of Meritorious Good Time

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107.270 **Applicability**

Awarding of Meritorious Good Time

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107.280 **Applicability**

Awarding of Meritorious Good Time

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107.290 **Applicability**

Awarding of Meritorious Good Time

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107.300 **Applicability**

Awarding of Meritorious Good Time

Section

107.310 **Applicability**

Awarding of Meritorious Good Time

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107.320 **Applicability**

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107.330 **Applicability**

Awarding of Meritorious Good Time

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107.340 **Applicability**

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107.350 **Applicability**

Awarding of Meritorious Good Time

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107.360 **Applicability**

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107.370 **Applicability**

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107.380 **Applicability**

Awarding of Meritorious Good Time

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107.390 **Applicability**

Awarding of Meritorious Good Time

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107.400 **Applicability**

Awarding of Meritorious Good Time

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107.410 **Applicability**

Awarding of Meritorious Good Time

Section

107.420 **Applicability**

Awarding of Meritorious Good Time

Section

107.430 **Applicability**

Awarding of Meritorious Good Time

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107.440 **Applicability**

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107.450 **Applicability**

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107.460 **Applicability**

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107.770 **Applicability**

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107.780 **Applicability**

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107.790 **Applicability**

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107.800 **Applicability**

Awarding of Meritorious Good Time

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107.810 **Applicability**

Awarding of Meritorious Good Time

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107.820 **Applicability**

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107.830 **Applicability**

Awarding of Meritorious Good Time

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107.850 **Applicability**

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107.860 **Applicability**

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107.870 **Applicability**

Awarding of Meritorious Good Time

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107.880 **Applicability**

Awarding of Meritorious Good Time

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107.890 **Applicability**

Awarding of Meritorious Good Time

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107.900 **Applicability**

Awarding of Meritorious Good Time

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107.910 **Applicability**

Awarding of Meritorious Good Time

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107.920 **Applicability**

Awarding of Meritorious Good Time

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107.930 **Applicability**

Awarding of Meritorious Good Time

Section

107.940 **Applicability**

Awarding of Meritorious Good Time

Section

107.9

DEPARTMENT OF CORRECTIONS

NOTICE OF EMERGENCY AMENDMENT

6) The action of the committed person in:

- A) Saving the life of an employee or other committed person;
- B) Performing heroic service during a flood, tornado, or act of God;
- C) Volunteering for an exceptionally hazardous or dangerous assignment; or
- D) Assisting in maintaining control during a general disturbance.

b) The decision to grant meritorious good time may be initiated unilaterally by the Director or his designee.

c) In addition, petitions for granting meritorious good time may be submitted by any committed person or by any person or persons in the employ of the Department of Corrections on behalf of any committed person.

d) No committed person shall be granted more than 90 180 days of meritorious good time during a term of incarceration.

e) No persons who are committed for the following offenses shall be awarded more than 90 days of meritorious good time during a term of incarceration: first degree murder, reckless homicide while under the influence of alcohol or any other drug, aggravated kidnapping, aggravated criminal sexual assault, criminal sexual assault, deviate sexual assault, aggravated criminal sexual abuse, aggravated indecent liberties with a child, indecent liberties with a child, child pornography, heinous battery, aggravated battery of a spouse, aggravated battery of a spouse with a firearm, aggravated battery of a child, endangering the life or health of a child, cruelty to a child, or narcotic racketeering.

(Source: Emergency amendment at 14 Ill. Reg. 12273, effective July 17, 1990, for a maximum of 150 days)

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DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

1) The Heading of the Part: DRUG MANUAL

2) Code Citation: 89 Ill. Adm. Code 141

3) Section Numbers: Emergency Action:

Section Numbers	Emergency Action:
141.100	Amendment
141.480	Amendment
141.640	Amendment
141.720	Amendment
141.800	Amendment
141.1080	Amendment
141.1200	Amendment
141.1640	Amendment
141.1880	Amendment
141.2960	Amendment
141.3200	Amendment
141.3520	Amendment
141.3560	Amendment
141.3920	Amendment
141.3960	Amendment
141.4040	Amendment
141.4360	Amendment
141.4440	Amendment
141.4640	Amendment

4) Statutory Authority: Sections 5-5-16 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5-16 and 12-13) and Section 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, Ch. 127, Par. 1005.02)

5) Effective Date of Amendments: July 15, 1990

6) If this Emergency Amendment is to expire before the end of the 150-day period, please specify the date on which it is to expire: Not applicable

7) Date Filed in Agency's Principal Office: July 15, 1990

8) Reason for Emergency: The reason for the emergency is pursuant to Section 5-5.16 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Par. 5-5-16) and 5.02 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, Ch. 127, Par. 1005.02) this rulemaking adds and deletes certain drugs from the Department's Drug Manual.

9) A Complete Description of the Subjects and Issues

Involved: With this rulemaking the Department makes several additions and deletions to various therapeutic categories of the Drug Manual.

110) Are there any proposed amendments pending to this Part? No

111) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

112) Information and questions regarding these Emergency Amendments shall be directed to:

Address: Illinois Department of Public Aid
Jesse B. Harris II Building
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

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The full text of the Emergency amendments begins on the next page.

Section	DRUG MANUAL
141.10	EMERGENCY
141.100	DRUG MANUAL
141.100	AGENCY NOTES
141.200	ANTIRHEUMATIC
141.240	ANALGESICS/NARCOTIC ANTAGONISTS: GOUT
141.280	ANALGESICS/NARCOTIC ANTAGONISTS: MIGRAINE
141.320	ANALGESICS/NARCOTIC ANTAGONISTS: NARCOTIC ANTAGONISTS
141.360	ANALGESICS/NARCOTIC ANTAGONISTS: NONOPIATE AGONISTS
141.400	ANALGESICS/NARCOTIC ANTAGONISTS: OPIATE AGONISTS
141.440	ANTI-ALCOHOL
141.480	ANTICONVULSANTS
141.520	ANTIDOTES
141.560	ANTIHYPERTENSIVES
141.600	ANTIMICROBIAL: AMINOGLYCOSIDES
141.640	ANTIMICROBIAL: ANTIFUNGALS
141.680	ANTIMICROBIAL: ANTITUBERCULARS
141.720	ANTIMICROBIAL: CEPHALOSPORINS
141.760	ANTIMICROBIAL: ERYTHROMYCINS
141.800	ANTIMICROBIAL: MISCELLANEOUS
141.840	ANTIMICROBIAL: NITROFURANTOINS
141.880	ANTIMICROBIAL: PENICILLINS
141.920	ANTIMICROBIAL: SULFONAMIDES
141.960	ANTIMICROBIAL: TETRACYCLINES
141.1000	ANTIMICROBIAL: VACCINES
141.1040	BLOOD: ANIANGINA
141.1080	BLOOD: ANTIANGINAL
141.1120	BLOOD: HEMOSTATIC
141.1125	BLOOD: MISCELLANEOUS
141.1160	CALCIUM
141.1200	CARDIOVASCULAR: ANTIANGINAL
141.1240	CARDIOVASCULAR: ANTIARRHYTHMIC
141.1280	CARDIOVASCULAR: ANTIHYPERLIPIDEMICS
141.1320	CARDIOVASCULAR: BETA BLOCKERS

NOTICE OF EMERGENCY AMENDMENTS

Section

141.1360	CARDIOVASCULAR: DIGITALIS GLYCOSIDES	HORMONES/AGENTS AFFECTING MECHANISMS: ADRENAL
141.1400	CARDIOVASCULAR: HYPOTENSION/SHOCK	CORTICAL STEROIDS
141.1440	CARDIOVASCULAR: VASODILATOR (Repealed)	HORMONES/AGENTS AFFECTING MECHANISMS: ANABOLIC
141.1480	CONTRACEPTIVE: NONORAL	HORMONES/AGENTS AFFECTING MECHANISMS: ANDROGENS
141.1500	DIAPER RASH PRODUCTS	HORMONES/AGENTS AFFECTING MECHANISMS: ANTI THYROID
141.1520	DIURETICS	HORMONES/AGENTS AFFECTING MECHANISMS: ESTROGENS/PROGESTINS
141.1520	CARDIOVASCULAR: BETA BLOCKERS	HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES
141.1520	CARDIOVASCULAR: DIGITALIS GLYCOSIDES	HORMONES/AGENTS AFFECTING MECHANISMS: OXYTOCICS
141.1560	CARDIOVASCULAR: HYPOTENSION/SHOCK	HORMONES/AGENTS AFFECTING MECHANISMS: PARATHYROID
141.1560	CARDIOVASCULAR: VASODILATOR (Repealed)	HORMONES/AGENTS AFFECTING MECHANISMS: PITUITARY
141.1560	CONTRACEPTIVE: NONORAL	HORMONES/AGENTS AFFECTING MECHANISMS: THYROID
141.1580	DIAPER RASH PRODUCTS	HYDROCHOLERETICS
141.1580	DIURETICS	IMMUNOSUPPRESSIVES
141.1580	DOPAMINE RECEPTOR AGONISTS	EMERGENCY
141.1600	ENZYMES	EMERGENCY
141.1640	EYE/EAR/NOSE/THROAT: ANTIBIOTICS	EMERGENCY
141.1680	EYE/EAR/NOSE/THROAT: ANTI-INFLAMMATORY	EMERGENCY
141.1720	EYE/EAR/NOSE/THROAT: ANTI VIRALS	EMERGENCY
141.1760	EYE/EAR/NOSE/THROAT: ANTI BIOTIC/ANTI-INFLAMMATORY	EMERGENCY
141.1800	EYE/EAR/NOSE/THROAT: LOCAL ANESTHETICS	EMERGENCY
141.1840	EYE/EAR/NOSE/THROAT: LUBRICANTS	EMERGENCY
141.1880	EYE/EAR/NOSE/THROAT: MIOTICS/GLAUCOMA	EMERGENCY
141.1920	EYE/EAR/NOSE/THROAT: MISCELLANEOUS	EMERGENCY
141.1960	EYE/EAR/NOSE/THROAT: MISCELLANEOUS ANTI-INFECTIVES	EMERGENCY
141.2000	EYE/EAR/NOSE/THROAT: MYDRATIVES	EMERGENCY
141.2040	EYE/EAR/NOSE/THROAT: SULFONAMIDES	EMERGENCY
141.2080	EYE/EAR/NOSE/THROAT: SULFONAMIDE/ANTI-INFLAMMATORY	EMERGENCY
141.2120	EYE/EAR/NOSE/THROAT: TOPICAL DECONGESTANTS	EMERGENCY
141.2160	GASTROINTESTINAL: ANTACID/ADSORBENTS	EMERGENCY
141.2200	GASTROINTESTINAL: ANTI DIARRHEA	EMERGENCY
141.2240	GASTROINTESTINAL: ANTI SPASMODICS	EMERGENCY
141.2280	GASTROINTESTINAL: DIGESTANTS	EMERGENCY
141.2320	GASTROINTESTINAL: EMETICS/ANTIEMETICS	EMERGENCY
141.2360	GASTROINTESTINAL: LAXATIVES	EMERGENCY
141.2400	GLUCOSE ELEVATORS	EMERGENCY
141.2440	HOMEOSTATIC/NUTRITIONAL: ACIDIFIERS	EMERGENCY
141.2520	HOMEOSTATIC/NUTRITIONAL: ALKALINIZERS	EMERGENCY
141.2560	HOMEOSTATIC/NUTRITIONAL: AMMONIA DETOXICANTS	EMERGENCY
141.2600	HOMEOSTATIC/NUTRITIONAL: INSULIN	EMERGENCY
141.2640	HOMEOSTATIC/NUTRITIONAL: IV FLUIDS	EMERGENCY
141.2680	HOMEOSTATIC/NUTRITIONAL: ORAL HYPOGLYCEMICS	EMERGENCY
141.2720	HOMEOSTATIC/NUTRITIONAL: VITAMINS	EMERGENCY
141.2840	HORMONES/AGENTS AFFECTING MECHANISMS: ANTI THYROID	EMERGENCY
141.2920	HORMONES/AGENTS AFFECTING MECHANISMS: ESTROGENS/PROGESTINS	EMERGENCY
141.2960	HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES	EMERGENCY
141.3000	HORMONES/AGENTS AFFECTING MECHANISMS: OXYTOCICS	EMERGENCY
141.3040	HORMONES/AGENTS AFFECTING MECHANISMS: PARATHYROID	EMERGENCY
141.3080	HORMONES/AGENTS AFFECTING MECHANISMS: PITUITARY	EMERGENCY
141.3120	HORMONES/AGENTS AFFECTING MECHANISMS: THYROID	EMERGENCY
141.3160	HYDROCHOLERETICS	EMERGENCY
141.3200	IMMUNOSUPPRESSIVES	EMERGENCY
141.3240	IRRIGATION SOLUTIONS	EMERGENCY
141.3280	MEDICAL SUPPLIES	EMERGENCY
141.3320	MISCELLANEOUS	EMERGENCY
141.3360	NEUROMUSCULAR DISORDERS: MYASTHENIA GRAVIS	EMERGENCY
141.3400	ONCOLYTIC/ANTINEOPLASTIC: ALKYLATING	EMERGENCY
141.3440	ONCOLYTIC/ANTINEOPLASTIC: ANTIBIOTICS	EMERGENCY
141.3480	ONCOLYTIC/ANTINEOPLASTIC: ANTIMETABOLITES	EMERGENCY
141.3520	ONCOLYTIC/ANTINEOPLASTIC: HORMONES	EMERGENCY
141.3560	ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS	EMERGENCY
141.3600	OSTOMY SUPPLIES	EMERGENCY
141.3640	PARASITICIDAL: ANTHELMINTICS	EMERGENCY
141.3680	POTASSIUM	EMERGENCY
141.3720	PSYCHOTHERAPEUTIC: ANXIETY	EMERGENCY
141.3760	PSYCHOTHERAPEUTIC: ANTI DEPRESSANTS	EMERGENCY
141.3800	PSYCHOTHERAPEUTIC: ANIMANIC	EMERGENCY
141.3840	PSYCHOTHERAPEUTIC: ANTI PARKINSON	EMERGENCY
141.3880	PSYCHOTHERAPEUTIC: ANTI PSYCHOTIC	EMERGENCY
141.3920	PSYCHOTHERAPEUTIC: MISCELLANEOUS	EMERGENCY
141.3960	PSYCHOTHERAPEUTIC: SEDATIVE/HYPNOTIC	EMERGENCY
141.4040	RESPIRATORY/ALLERGIC: ANTI ASTHMATIC	EMERGENCY
141.4080	SKELLETAL MUSCLE RELAXANTS	EMERGENCY
141.4120	SKIN/MUCOUS MEMBRANE: ANTI BIOTICS	EMERGENCY
141.4160	SPIRATOR STIMULANTS	EMERGENCY
141.4200	SPIRATOR/ALLERGIC: ANTIHISTAMINE	EMERGENCY

OVASCULAR: DIGITALIS GLYCOSIDES

CORTICAL STEROIDS	HORMONES/AGENTS AFFECTING MECHANISMS: ANABOLIC
141.1.2800	HORMONES/AGENTS AFFECTING MECHANISMS: ANDROGENS
141.1.2840	HORMONES/AGENTS AFFECTING MECHANISMS: ANTIHYPOTHYROID
141.1.2880	HORMONES/AGENTS AFFECTING MECHANISMS: ANTIHYPOTHYROID
141.1.2920	HORMONES/AGENTS AFFECTING MECHANISMS: ESTROGENS/PROGESTINS
141.1.2960	HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES
<u>EMERGENCY</u>	HORMONES/AGENTS AFFECTING MECHANISMS: OXYTOCICS
<u>141.1.3000</u>	HORMONES/AGENTS AFFECTING MECHANISMS: PARATHYROID
141.1.3040	HORMONES/AGENTS AFFECTING MECHANISMS: PITUITARY
141.1.3080	HORMONES/AGENTS AFFECTING MECHANISMS: THYROID
141.1.3120	HYDROCHOLERETICS
141.1.3160	IMMUNOSUPPRESSIVES
141.1.3200	
EMERGENCY	
141.1.3240	IRRIGATION SOLUTIONS
141.1.3280	MEDICAL SUPPLIES
141.1.3320	MISCELLANEOUS
141.1.3360	NEUROMUSCULAR DISORDERS: MYASTHENIA GRAVIS
141.1.3400	ONCOLYTIC/ANTINEOPLASTIC: ALKYLATING
141.1.3440	ONCOLYTIC/ANTINEOPLASTIC: ANTIBIOTICS
141.1.3480	ONCOLYTIC/ANTINEOPLASTIC: ANTIMETABOLITES
141.1.3520	ONCOLYTIC/ANTINEOPLASTIC: HORMONES
EMERGENCY	ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS
141.1.3560	
EMERGENCY	
141.1.3600	OSTOMY SUPPLIES
141.1.3640	PARASITICIDAL: ANTHELMINTICS
141.1.3680	PARASITICIDAL: ANTIPROTOZOALS
141.1.3720	POTASSIUM
141.1.3760	PSYCHOTHERAPEUTIC: ANTIANXIETY
141.1.3800	PSYCHOTHERAPEUTIC: ANTIDEPRESSANTS
141.1.3840	PSYCHOTHERAPEUTIC: ANIMANIC
141.1.3880	PSYCHOTHERAPEUTIC: ANTIHARKINSON
141.1.3920	PSYCHOTHERAPEUTIC: ANTISSYCHOTIC
EMERGENCY	PSYCHOTHERAPEUTIC: MISCELLANEOUS
141.1.3960	
EMERGENCY	PSYCHOTHERAPEUTIC: SEDATIVE/HYPNOTIC
141.1.4000	RESPIRATORY/ALLERGIC: ANTIHISTAMINE
141.1.4040	RESPIRATORY STIMULANTS
<u>EMERGENCY</u>	SKELETAL MUSCLE RELAXANTS
<u>141.1.4080</u>	SKIN/MUCOUS MEMBRANE: ANTIHISTAMINE
141.1.4120	
141.1.4160	
141.1.4200	

NOTICE OF EMERGENCY AMENDMENTS

Section 141.4230 SKIN/MUCOUS MEMBRANE: ANTIINFUNGAL/ANTI-INFLAMMATORY
141.4240 SKIN/MUCOUS MEMBRANE: ANTI-INFLAMMATORIES
141.4280 SKIN/MUCOUS MEMBRANE: ANTI-PRURITICS/ANESTHETICS
141.4320 SKIN/MUCOUS MEMBRANE: ASTRINGENTS
141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS
EMERGENCY 141.4440 SKIN/MUCOUS MEMBRANE: FUNGICIDES
EMERGENCY 141.4480 SKIN/MUCOUS MEMBRANE: KERATOCYTIC
141.4520 SKIN/MUCOUS MEMBRANE: LOCAL ANTI-INFECTIVES
141.4560 SKIN/MUCOUS MEMBRANE: MISCELLANEOUS
141.4600 SKIN/MUCOUS MEMBRANE: SCABICIDES/PEDICULOCIDES
141.4640 TESTING SUPPLIES
EMERGENCY 141.4680 UNCLASSIFIED
141.4720 URINARY ANTISPASMODICS
141.4760 VAGINAL: ANTI-INFECTIVES
141.4800 VAGINAL: MISCELLANEOUS

AUTHORITY: Implementing and authorized by Sections 5-5 and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. #1987-1989, Ch. 23, pars. 5-5 and 12-13).

SOURCE: Emergency amendment at 5 Ill. Reg. 13555, effective December 1, 1981, for a maximum of 150 days; amended at 6 Ill. Reg. 9991, effective August 1, 1982; emergency amendment at 6 Ill. Reg. 10042, effective August 1, 1982, for a maximum of 150 days; emergency amendment at 7 Ill. Reg. 1178, effective February 1, 1983, for a maximum of 150 days; amended and codified as 89 Ill. Adm. Code 140.72 at 7 Ill. Reg. 17358, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13779, effective July 24, 1984; recodified from 89 Ill. Adm. Code 140.72 and 89 Ill. Adm. Code 140.73 at 8 Ill. Reg. 16354; amended at 9 Ill. Reg. 3335, effective March 1, 1985; Amended at 9 Ill. Reg. 19018, effective December 1, 1985; emergency amendment at 10 Ill. Reg. 8153, effective May 1, 1986, for a maximum of 150 days; amended at 10 Ill. Reg. 17681, effective September 28, 1986; emergency amendment at 10 Ill. Reg. 20828, effective December 1, 1986, for a maximum of 150 days; recodified from 89 Ill. Adm. Code 140.71 at 11 Ill. Reg. 14302; amended at 11 Ill. Reg. 5235, effective March 12, 1987; emergency amendment at 11 Ill. Reg. 5330, effective March 13, 1987 for a maximum of 150 days; amended at 11 Ill. Reg. 11113, effective June 10, 1987; emergency amendment at 11 Ill. Reg. 11361, effective June 15, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 16726,

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effective September 30, 1987; emergency amendment of 11 Ill. Reg. 20236, effective December 1, 1987, for a maximum of 150 days; amended at 12 Ill. Reg. 7358, effective April 12, 1988; emergency amendment at 12 Ill. Reg. 10197, effective June 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 14219, effective August 30, 1988; emergency amendment at 12 Ill. Reg. 15667, effective September 15, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 20851, effective December 2, 1988, for a maximum of 150 days; amended at 13 Ill. Reg. 516, effective December 28, 1988; amended at 13 Ill. Reg. 3850, effective March 17, 1989; emergency amendment at 13 Ill. Reg. 8036, effective May 15, 1989, for a maximum of 150 days; emergency amendment at 13 Ill. Reg. 10700, effective June 15, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 15672, effective September 22, 1989; amended at 13 Ill. Reg. 16982, effective October 20, 1989; emergency amendment at 14 Ill. Reg. 2657, effective February 2, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 3595, effective February 27, 1990; amended at 14 Ill. Reg. 6339, effective April 16, 1990; amended at 14 Ill. Reg. 9464, effective May 31, 1990; emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SECTION 141.100 AGENCY NOTES
EMERGENCY

a) Explanation of drug restrictions

- 1) Group Care and Basic Health Restricted - The drug is available to all recipient categories except recipients with basic health coverage (i.e., recipients of general assistance, or Aid To The Medically Indigent) and individuals residing in a nursing home.
- 2) The nursing home must provide the following listed drugs to resident recipients at no charge to the recipient:
 - ACETAMINOPHEN DROPS 80MG/0.8ML
 - ACETAMINOPHEN DROPS 120MG/2.5ML
 - ACETAMINOPHEN ELIXIR/SYRUP 120MG/5ML
 - ACETAMINOPHEN TAB/CAP 325MG
 - ACETAMINOPHEN TAB/CAP 500MG
 - ACETAMINOPHEN TAB/CAP 650MG

- b) No restrictions - The drug is available to all recipient categories including nursing home residents and recipients of basic health coverage.
- c) 1) Group care restricted - The drug is available to all recipients (including basic health recipients) except recipients residing in nursing homes.

2) The nursing home must provide the following listed items to resident recipients at no charge to the recipient:

ACETEST REAGENT TABLETS	ALBUSTIX STRIPS	CHEMSTRIP BG STRIPS	CHEMSTRIP GP	CHEMSTRIP K PAPERS	CHEMSTRIP TEST KIT	CHEMSTRIP UG STRIPS	CHEMSTRIP UKG STRIPS	CHEMSTRIP 5	CLINISTIX STRIP	CLINITEST (2 DROP)	CLINITEST ANALYSIS SET	CLINITEST ANALYSIS SET	CLINITEST TABLET	CLINITEST TABLET FOIL	COMBISTIX	DEXTROSTIX REAGENT STRI	DEXTROSTIX REAGENT STRI
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LIST OR ANY OTHER NONLISHED DIABETIC TESTING SUPPLY

Group care limited - The drug is available only to recipients residing in nursing homes.

Basic health restricted - If no sign appears next to the drug, it is available to all categories of recipients except those receiving only basic health coverage.

The drugs referenced in subsection (a) above identified in the Drug Manual by a single asterisk immediately before the item number. The drugs referenced in subsection (b) above are identified in the Drug Manual by a double asterisk immediately before the item number. The drugs referenced in subsection (c) above are identified in the Drug Manual by a triple asterisk immediately before the item number. The drugs referenced in subsection (d) above

d) Group care limited - The drug is available only to recipients residing in nursing homes.

e) Basic health restricted - If no sign appears next to the drug, it is available to all categories of recipients except those receiving only basic health coverage.

f) The drugs referenced in subsection (a) above identified in the Drug Manual by a single asterisk immediately before the item number. The drugs referenced in subsection (b) above are identified in the Drug Manual by a double asterisk immediately before the item number. The drugs referenced in subsection (c) above are identified in the Drug Manual by a triple asterisk immediately before the item number. The drugs referenced in subsection (d) above

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SECTION 141.640
EMERGENCY
ANTIMICROBIAL: ANTIFUNGALS (Cont'd)

Drug Name and Strength

** 50001181 MICONAZOLE INJECTION 10MG/ML 20ML AMP
 ** 05045822 NIZORTAIN TABLET 200MG
 ** 50002302 NYSTATIN ORAL POWDER 150 MILLION UNITS
 ** 50004000 NYSTATIN ORAL SUSPENSION 100,000U/ML
 ** 50007103 NYSTATIN ORAL SUSPENSION 100,000U/ML
 ** 50003998 NYSTATIN ORAL TAB/CAP 500,000U
 ** 50007004 NYSTATIN PASTILLE 200,000U

(Source: Emergency amendment at 14 Ill. Reg. 12278,
effective July 15, 1990, for a maximum of 150 days)SECTION 141.720
EMERGENCY
ANTIMICROBIAL: CEPHALOSPORINS

Drug Name and Strength

** 50001210 CEFACLOR CAPSULE 250MG
 ** 50001211 CEFACLOR CAPSULE 500MG
 ** 50001212 CEFACLOR ORAL SUSPENSION 125MG/5ML 75ML
 ** 50001213 CEFACLOR ORAL SUSPENSION 125MG/5ML 150ML
 ** 50001203 CEFACLOR ORAL SUSPENSION 187MG/5ML 50ML
 ** 50001205 CEFACLOR ORAL SUSPENSION 187MG/5ML 100ML
 ** 50001214 CEFACLOR ORAL SUSPENSION 250MG/5ML 75ML
 ** 50001215 CEFACLOR ORAL SUSPENSION 250MG/5ML 150ML
 ** 50001207 CEFACLOR ORAL SUSPENSION 375MG/5ML 50ML
 ** 50001209 CEFACLOR ORAL SUSPENSION 375MG/5ML 100ML
 ** 50003419 CEFADROXIL CAPSULE 500MG
 ** 50003390 CEFADROXIL ORAL SUSPENSION 125MG/5ML 50ML
 ** 50003391 CEFADROXIL ORAL SUSPENSION 125MG/5ML 100ML
 ** 50003392 CEFADROXIL ORAL SUSPENSION 250MG/5ML 50ML
 ** 50003393 CEFADROXIL ORAL SUSPENSION 250MG/5ML 100ML
 ** 50001222 CEFADROXIL ORAL SUSPENSION 500MG/5ML 50ML
 ** 50001225 CEFADROXIL ORAL SUSPENSION 500MG/5ML 100ML
 ** 50003417 CEFAMANDOLE NAFATE INJECTION 500MG/10ML VIAL
 ** 50001240 CEFAMANDOLE NAFATE INJECTION 1GM/10ML VIAL
 ** 50001241 CEFAMANDOLE NAFATE INJECTION 1GM/100ML PB VIAL
 ** 50003210 CEFAMANDOLE NAFATE INJECTION 2GM/10ML VIAL
 ** 50001242 CEFAMANDOLE NAFATE INJECTION 2GM/100ML PB VIAL
 ** 50003212 CEFAMANDOLE NAFATE INJECTION 250MG 10ML VIAL
 ** 50008054 CEFAZOLIN SODIUM INJECTION 500MG 10ML VIAL
 ** 50008055 CEFAZOLIN SODIUM INJECTION 500MG 100ML PB VIAL
 ** 50008059 CEFAZOLIN SODIUM INJECTION 1GM 10ML VIAL
 ** 50008056 CEFAZOLIN SODIUM INJECTION 1GM 100ML VIAL

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SECTION 141.720
EMERGENCY
ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

Drug Name and Strength

** 50008060 CEFAZOLIN SODIUM INJECTION 1GM 100ML PB VIAL
 ** 50008057 CEFAZOLIN SODIUM INJECTION 5GM 100ML VIAL
 ** 50008058 CEFAZOLIN SODIUM INJECTION 10GM 100ML VIAL
 ** 50003218 CEFAZOLIN SODIUM; DEXTROSE INJECTION 1GM/50ML; 2.5GM/50ML (5%)
 ** 50003220 CEFAZOLIN SODIUM; SODIUM CHLORIDE INJECTION 1GM/50ML; 450MG/50ML (0.9%)
 ** 50001183 CEFIXIME TABLET 200MG
 ** 50001185 CEFIXIME TABLET 400MG
 ** 50001187 CEFIXIME ORAL SUSPENSION 100MG/5ML 50ML
 ** 50001189 CEFIXIME ORAL SUSPENSION 100MG/5ML 100ML
 ** 50004075 CEFMETAZOLE SODIUM INJECTION 1GM VIAL
 ** 50004077 CEFONICID SODIUM INJECTION 500MG/10ML VIAL
 ** 50004740 CEFONICID SODIUM INJECTION 1GM/10ML VIAL
 ** 50004744 CEFONICID SODIUM INJECTION 1GM/100ML PB VIAL
 ** 50004746 CEFOPERAZONE SODIUM INJECTION 10GM/100ML VIAL
 ** 50001243 CEFOPERAZONE SODIUM INJECTION 1GM VIAL
 ** 50001244 CEFOPERAZONE SODIUM INJECTION 2GM VIAL
 ** 50004015 CEFORANIDE INJECTION 500MG PB VIAL
 ** 50004011 CEFORANIDE INJECTION 500MG VIAL
 ** 50004017 CEFORANIDE INJECTION 1GM PB VIAL
 ** 50004013 CEFORANIDE INJECTION 1GM VIAL
 ** 50001906 CEFORANIDE INJECTION 10GM VIAL
 ** 50001245 CEFOXTAXIME SODIUM INJECTION 500MG VIAL
 ** 50003222 CEFOXTAXIME SODIUM INJECTION 1GM INFUSION VIAL
 ** 50001246 CEFOXTAXIME SODIUM INJECTION 1GM VIAL
 ** 50003224 CEFOXTAXIME SODIUM INJECTION 2GM INFUSION VIAL
 ** 50001247 CEFOXTAXIME SODIUM INJECTION 2GM VIAL
 ** 50002391 CEFOTETAN DISODIUM INJECTION 1GM/10ML
 ** 50002393 CEFOTETAN DISODIUM INJECTION 1GM/100ML
 ** 50002395 CEFOTETAN DISODIUM INJECTION 2GM/20ML
 ** 50002397 CEFOTETAN DISODIUM INJECTION 2GM/100ML
 ** 50001248 CEFOXITIN SODIUM INJECTION 1GM/10ML VIAL
 ** 50003230 CEFOXITIN SODIUM INJECTION 1GM/100ML INFUSION VIAL
 ** 50001249 CEFOXITIN SODIUM INJECTION 2GM/20ML VIAL
 ** 50003232 CEFOXITIN SODIUM INJECTION 2GM/100ML INFUSION VIAL
 ** 50002361 CEFTAZIDIME INJECTION 500MG VIAL
 ** 50002363 CEFTAZIDIME INJECTION 1GM PB VIAL
 ** 50002365 CEFTAZIDIME INJECTION 1GM VIAL
 ** 50002367 CEFTAZIDIME INJECTION 2GM PB VIAL

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SECTION 141.720
EMERGENCY
ANTIMICROBIAL: CEPHALOSPORINS (Cont'd)

Drug Name and Strength

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50002369	CEFTAZIDIME INJECTION 2GM VIAL	** 50001263	CEPHALEXIN TABLET 500MG
** 50002371	CEFTAZIDIME INJECTION 6GM VIAL	** 50001259	CEPHALEXIN TABLET 1GM
** 50003238	CEFTIZOXIME SODIUM INJECTION 1GM PB VIAL	** 60008010	CEPHALOSPORIN-1 INJECTION-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 50004825	CEFTIZOXIME SODIUM INJECTION 1GM VIAL	** 60008009	CEPHALOSPORIN-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 50003240	CEFTIZOXIME SODIUM INJECTION 2GM PB VIAL		
** 50004826	CEFTIZOXIME SODIUM INJECTION 2GM VIAL		
** 50003244	CEFTIZOXIME SODIUM; DEXTROSE INJECTION 1GM/50ML; 2.5GM/50ML (5%) BAG	** 50001273	CEPHALOTHIN SODIUM INJECTION 1GM/100ML VIAL
** 50003248	CEFTIZOXIME SODIUM; DEXTROSE INJECTION 2GM/50ML; 2.5GM/50ML (5%) BAG	** 50004103	CEPHALOTHIN SODIUM INJECTION 2GM/10ML VIAL
** 50003260	CEFTIRAXONE SODIUM INJECTION 250MG VIAL	** 50004105	CEPHALOTHIN SODIUM INJECTION 2GM/100ML VIAL
** 50003262	CEFTIRAXONE SODIUM INJECTION 500MG VIAL	** 50001275	CEPHALOTHIN SODIUM INJECTION 4GM/50ML VIAL
** 50003264	CEFTIRAXONE SODIUM INJECTION 1GM PB VIAL	** 50001276	CEPHALOTHIN SODIUM INJECTION 4GM/50ML 20GM/200ML VIAL
** 50003250	CEFTIRAXONE SODIUM INJECTION 1GM VIAL	** 50001290	CEPHAPIRIN SODIUM INJECTION 500MG VIAL
** 50003252	CEFTIRAXONE SODIUM INJECTION 2GM PB VIAL	** 50004107	CEPHAPIRIN SODIUM INJECTION 1GM PB VIAL
** 50003254	CEFTIRAXONE SODIUM INJECTION 2GM VIAL	** 50001291	CEPHAPIRIN SODIUM INJECTION 1GM VIAL
** 50003256	CEFTIRAXONE SODIUM INJECTION 10GM VIAL	** 50004109	CEPHAPIRIN SODIUM INJECTION 2GM PB VIAL
** 50004841	CEFUROXIME AXETIL TABLET 125MG	** 50001292	CEPHAPIRIN SODIUM INJECTION 2GM VIAL
** 50004843	CEFUROXIME AXETIL TABLET 250MG	** 50001293	CEPHAPIRIN SODIUM INJECTION 4GM PB VIAL
** 50004845	CEFUROXIME AXETIL TABLET 500MG	** 50001294	CEPHAPIRIN SODIUM INJECTION 20GM VIAL
** 50008764	CEFUROXIME SODIUM INJECTION 750MG INFUSION VIAL	** 50001600	CEPHRADINE CAPSULE 250MG
** 50004830	CEFUROXIME SODIUM INJECTION 750MG VIAL	** 50001601	CEPHRADINE CAPSULE 500MG
** 50003290	CEFUROXIME SODIUM INJECTION 1.5GM INFUSION VIAL	** 50003756	CEPHRADINE INFUSION 2GM INFUSION VIAL
** 50004832	CEFUROXIME SODIUM INJECTION 1.5GM VIAL	** 50003757	CEPHRADINE INFUSION 4GM INFUSION VIAL
** 50004834	CEFUROXIME SODIUM INJECTION 7.5GM/100ML	** 50001605	CEPHRADINE ORAL SUSPENSION 125MG/5ML 100ML BOTTLE
** 50001251	CEPHALEXIN CAPSULE 250MG	** 50002310	CEPHRADINE ORAL SUSPENSION 125MG/5ML 200ML BOTTLE
** 50001252	CEPHALEXIN CAPSULE 500MG	** 50001608	CEPHRADINE ORAL SUSPENSION 250MG/5ML 100ML BOTTLE
** 50001231	CEPHALEXIN HCL TABLET 250MG	** 50002311	CEPHRADINE ORAL SUSPENSION 250MG/5ML 200ML BOTTLE
** 50001233	CEPHALEXIN HCL TABLET 500MG		
** 50001258	CEPHALEXIN ORAL SUSPENSION 100MG/ML 10ML		
** 50001253	CEPHALEXIN ORAL SUSPENSION 125MG/5ML 60ML BOTTLE	** 50001602	CEPHRADINE TABLET 1GM
** 50001254	CEPHALEXIN ORAL SUSPENSION 125MG/5ML 200	** 50003753	CEPHRADINE INFUSION 250MG VIAL
** 50001255	CEPHALEXIN ORAL SUSPENSION 125MG/5ML 200ML BOTTLE	** 50003754	CEPHRADINE INFUSION 500MG VIAL
** 50001256	CEPHALEXIN ORAL SUSPENSION 250MG/5ML 100ML BOTTLE	** 50003755	CEPHRADINE INFUSION 1GM VIAL
** 50001257	CEPHALEXIN ORAL SUSPENSION 250MG/5ML 200ML BOTTLE	** 50001298	MOXALACTAM DISODIUM INJECTION 1GM VIAL
** 50001260	CEPHALEXIN TABLET 250MG	** 50001299	MOXALACTAM DISODIUM INJECTION 2GM VIAL

(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)

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SECTION 141.800
EMERGENCY
ANTIMICROBIAL: MISCELLANEOUS

Item Number

Drug Name and Strength

** 50004923	ACYCLOVIR CAPSULE 200MG
** 50001410	ACYCLOVIR INJECTION 500MG VIAL
** 50001400	ACYCLOVIR INJECTION 1000MG
** 50004900	ACYCLOVIR SUSPENSION 200MG/5ML
** 50000851	AMANTADINE HCL CAPSULE 100MG
** 50000853	AMANTADINE HCL SYRUP 50MG/5ML
** 60008018	ANTIMICROBIAL MISCELLANEOUS-INJECTION-NOT OTHERWISE LISTED-IF REQUIRES RX
** 60008017	ANTIMICROBIAL MISCELLANEOUS-ORAL-NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 50005151	AZTREONAM INJECTION 500MG/15ML VIAL
** 50005153	AZTREONAM INJECTION 500MG/100ML BOTTLE
** 50005155	AZTREONAM INJECTION 1GM/15ML VIAL
** 50005157	AZTREONAM INJECTION 1GM/100ML BOTTLE
** 50005159	AZTREONAM INJECTION 2GM/15ML VIAL
** 50005161	AZTREONAM INJECTION 2GM/100ML BOTTLE
** 50001411	BACITRACIN INJECTION 10,000 UNITS IM
** 50001412	BACITRACIN INJECTION 50,000 UNITS IM
** 50001428	CHLORAMPHENICOL CAPSULE 250MG
** 50001413	CHLORAMPHENICOL CAPSULE 500MG
** 50001236	CHLORAMPHENICOL PALMITATE ORAL SUSPENSION 150MG/5ML 60ML
** 50000061	CHLORAMPHENICOL SODIUM SUCCINATE INJECTION 1GM VIAL
** 50001414	CINOXACIN CAPSULE 250MG
** 50001415	CINOXACIN CAPSULE 500MG
** 50001793	CIPROFLOXACIN TABLET 250MG
** 50001795	CIPROFLOXACIN TABLET 500MG
** 50001797	CIPROFLOXACIN TABLET 750MG
** 50001416	CLINDAMYCIN HCL CAPSULE 75MG
** 50001417	CLINDAMYCIN HCL CAPSULE 150MG
** 50005804	CLINDAMYCIN HCL CAPSULE 300MG
** 50001418	CLINDAMYCIN PALMITATE GRANULES 75MG/5ML 100ML
** 50001420	CLINDAMYCIN PHOSPHATE INJECTION 300MG/2ML 2ML AMP/VIAL
** 50001421	CLINDAMYCIN PHOSPHATE INJECTION 600MG/4ML 4ML AMP/VIAL
** 50001419	CLINDAMYCIN PHOSPHATE INJECTION 900MG/6ML 6ML AMP/VIAL
** 50001423	COLISTIMETHATE SODIUM INJECTION 150MG VIAL
** 50001424	COLISTIN SULFATE ORAL SUSPENSION 25MG/5ML 60ML
** 50001219	DAPSONE TABLET 25MG
** 50001223	DAPSONE TABLET 100MG

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SECTION 141.800
EMERGENCY
ANTIMICROBIAL: MISCELLANEOUS (Cont'd)

Drug Name and Strength

** 50002013	ERYTHROMYCIN ETHYLSUCCINATE 200MG/5ML
** 50002015	SULFISOXAZOLE ACETYL 600MG/5ML SUSP 100ML
** 50002017	SULFISOXAZOLE ACETYL 600MG/5ML SUSP 150ML
** 50001425	ERYTHROMYCIN ETHYLSUCCINATE 200MG/5ML
** 50001426	SULFAZOLIDONE LIQUID 50MG/15ML
** 50000103	FURAZOLIDONE TABLET 100MG
** 50001427	GANCYCLOVIR SODIUM INJECTION 500MG VIAL
** 50002331	HYDROXYSTILBAMIDINE ISOETHIONATE INJECTION 2.25MG/20ML AMP
** 50002333	IMIPENEM 250MG; CILASTATIN SODIUM 250MG INJECTION INFUSION VIAL
** 50002335	IMIPENEM 250MG; CILASTATIN SODIUM 500MG INJECTION VIAL
** 50002339	IMIPENEM 500MG; CILASTATIN SODIUM 500MG INJECTION VIAL
** 00280108	LAMPRENE CAPSULE 50MG
** 00280109	LAMPRENE CAPSULE 100MG
** 50001428	LINCOMYCIN CAPSULE 500MG
** 50001429	LINCOMYCIN CAPSULE 500MG
** 50001431	LINCOMYCIN INJECTION 300MG/ML 2ML SYRINGE
** 50001432	LINCOMYCIN INJECTION 300MG/ML 2ML VIAL
** 50001433	LINCOMYCIN INJECTION 300MG/ML 10ML VIAL
** 50001018	METHENAMINE HIPPURATE TABLET 1GM
** 50003780	METHENAMINE MANDELATE GRANULES 0.5GM
** 50003781	METHENAMINE MANDELATE GRANULES 1.0GM
** 50003778	METHENAMINE MANDELATE SUSP 50MG/ML
** 50003779	METHENAMINE MANDELATE SUSP 100MG/ML
** 50003735	METHENAMINE MANDELATE TAB 0.25GM
** 50003743	METHENAMINE MANDELATE TAB 0.50GM
** 50003751	METHYLENE BLUE TABLET 65MG
** 50001435	NALIDIXIC ACID ORAL SUSPENSION 250MG/5ML
** 50001436	NALIDIXIC ACID TABLET 250MG
** 50001437	NALIDIXIC ACID TABLET 500MG
** 50001438	NALIDIXIC ACID TABLET 1GM
** 50001439	NALIDIXIC ACID TABLET 100MG

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SECTION 141.800
EMERGENCY

ANTIMICROBIAL: MISCELLANEOUS (Cont'd)

Drug Name and Strength

** 50005526	NEOMYCIN SULFATE EQ 40MG BASE/ML; POLMYXIN B SULFATE 200,000U/ML 1ML	** 50001055 HEPARIN SODIUM INJECTION 10U/ML 1ML
** 50005528	NEOMYCIN SULFATE EQ 40MG BASE/ML; POLMYXIN B SULFATE 200,000U/ML 20ML	** 50001057 HEPARIN SODIUM INJECTION 10U/ML 2ML
** 50005523	NORFLOXACIN TABLET 400MG	** 50001059 HEPARIN SODIUM INJECTION 10U/ML 10ML
** 50001570	NOVOBIOCIN CAPSULE 250MG	** 50001061 HEPARIN SODIUM INJECTION 100U/ML 30ML
** 50002428	PENTAMIDINE ISETHIONATE FOR INHALATION 300MG VIAL	** 50005803 HEPARIN SODIUM INJECTION 100U/ML 1ML
** 50004951	PENTAMIDINE ISETHIONATE INJECTION 300MG/VIAL	** 50005813 HEPARIN SODIUM INJECTION 100U/ML 2ML
** 50004028	PHENAZOPYRIDINE HCL TABLET 100MG	** 50005823 HEPARIN SODIUM INJECTION 100U/ML 2ML
** 50004030	PHENAZOPYRIDINE HCL TABLET 200MG	** 50005833 HEPARIN SODIUM INJECTION 100U/ML 30ML
** 50001571	POLMYXIN B SULFATE INJECTION 500,000 UNITS/VIAL	** 50001087 HEPARIN SODIUM INJECTION 100U/ML 1ML
** 50001572	SPECTINOMYCIN INJECTION 2GM VIAL	** 50001089 HEPARIN SODIUM INJECTION 1000U/ML 2ML
** 50001573	SPECTINOMYCIN INJECTION 4GM VIAL	** 50003450 HEPARIN SODIUM INJECTION 1000U/ML 10ML VIAL
** 50001218	SULFAMETHOXAZOLE 200MG/5ML; TRIMETHOPRIM 40MG/5ML SUSPENSION	** 50003451 HEPARIN SODIUM INJECTION 1000U/ML 30ML VIAL
** 50001220	SULFAMETHOXAZOLE 400MG; TRIMETHOPRIM 80MG TABLET	** 50003443 HEPARIN SODIUM INJECTION 5000U/ML 1ML AMP
** 50001221	SULFAMETHOXAZOLE 800MG; TRIMETHOPRIM 160MG TABLET	** 50003445 HEPARIN SODIUM INJECTION 5000U/ML 10ML VIAL
** 50001217	SULFAMETHOXAZOLE 400MG/5ML; TRIMETHOPRIM 80MG/5ML INJECTION 5ML AMP/VIAL	** 50003447 HEPARIN SODIUM INJECTION 10,000U/ML 1ML AMP
** 50001574	SULFOXONE SODIUM TABLET ENTERIC COATED 165MG	** 50003449 HEPARIN SODIUM INJECTION 10,000U/ML 4ML VIAL
** 50001224	TRIMETHOPRIM TABLET 100MG	** 50003502 HEPARIN SODIUM INJECTION 10,000U/ML 5ML VIAL
** 50001575	TRIMETHOPRIM TABLET 200MG	** 50003592 HEPARIN SODIUM INJECTION 10,000U/ML 10ML VIAL
** 50006866	TROBANDOMYCIN CAPSULE 250MG	** 50003452 HEPARIN SODIUM INJECTION 20,000U/ML 2ML VIAL
** 50006874	TROLEANDOMYCIN SUSPENSION 125MG/5ML	** 50003454 HEPARIN SODIUM INJECTION 20,000U/ML 5ML VIAL
** 50000901	VANCOMYCIN HCL CAPSULE 125MG	** 50003455 HEPARIN SODIUM INJECTION 40,000U/ML 2ML VIAL
** 50000903	VANCOMYCIN HCL CAPSULE 250MG	** 50001603 WARFARIN SODIUM TABLET 1.0MG
** 50001576	VANCOMYCIN HCL INJECTION 500MG	** 50001615 WARFARIN SODIUM TAB 2.0MG
** 50001579	VANCOMYCIN HCL INJECTION 1GM VIAL	** 50001617 WARFARIN SODIUM TAB 2.5MG
** 50002523	VANCOMYCIN HCL ORAL SOLUTION 1GM/20ML	** 50001619 WARFARIN SODIUM TAB 5.0MG
** 50001577	VANCOMYCIN HCL ORAL SOLUTION 10GM/115ML	** 50001621 WARFARIN SODIUM TAB 7.5MG
** 50001578	VIDARABINE INJECTION 200MG/5ML 10ML VIAL	** 50001627 WARFARIN SODIUM TAB 10.0MG
** 50009000	ZIDOVUDINE CAPSULE 100MG	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)
** 50009005	ZIDOVUDINE INJECTION 10MG/ML 20ML	SECTION 141.1200 CARDIOVASCULAR: ANTIANGINAL EMERGENCY
** 50009001	ZIDOVUDINE SYRUP 50MG/5ML	Item Number Drug Name and Strength

(Source: Emergency amendment at 14 Ill. Reg. 12278,
effective July 15, 1990, for a maximum of 150 days)

Cardene Capsule 20mg
Cardene Capsule 30mg
Cardilate Tablet Oral/Subling 5mg
Cardilate Tablet Oral/Subling 10mg
Cardizem SR Capsule 60mg
Cardizem SR Capsule 90mg

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1080
EMERGENCY

BLOOD: ANTIAGGULANT

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1080
EMERGENCY

BLOOD: ANTIAGGULANT

DEPARTMENT OF PUBLIC AID

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1200
EMERGENCY
CARDIOVASCULAR: ANTIANGINAL (Cont'd)

Item Number

Drug Name and Strength

** 00881779 CARDIZEM SR CAPSULE 120MG
 ** 00881771 CARDIZEM TABLET 30MG
 ** 00881772 CARDIZEM TABLET 60MG
 ** 00881791 CARDIZEM TABLET 90MG
 ** 00881792 CARDIZEM TABLET 120MG
 ** 50003265 ISOSORBIDE DINITRATE TAB 2.5MG SUBLINGUAL
 ** 50003267 ISOSORBIDE DINITRATE TAB 5MG ORAL
 ** 50003281 ISOSORBIDE DINITRATE TAB 5MG SUBLINGUAL
 ** 50003280 ISOSORBIDE DINITRATE TAB 10MG ORAL
 ** 50003278 ISOSORBIDE DINITRATE TAB 10MG SUBLINGUAL
 ** 50003285 ISOSORBIDE DINITRATE TAB 20MG ORAL
 ** 50003284 ISOSORBIDE DINITRATE TAB/CAP 30MG ORAL
 ** 50003270 ISOSORBIDE DINITRATE TAB/CAP 40MG SA
 ** 50003282 ISOSORBIDE DINITRATE TAB/CAP 40MG SA
 ** 50001865 NIFEDIPINE CAPSULE 10MG
 ** 50002527 NIFEDIPINE CAPSULE 20MG
 ** 50002202 NIFEDIPINE TABLET SUSTAINED RELEASE 30MG
 ** 50002204 NIFEDIPINE TABLET SUSTAINED RELEASE 60MG
 ** 00262855 NIMOTOP CAPSULE 30MG
 ** 50005521 NITROGLYCERIN AEROSOL SPRAY 0.4MG/DOSE 13.8GM
 UNIT 200 DOSES/UNIT
 ** 50000746 NITROGLYCERIN OINTMENT 20GM
 ** 50000748 NITROGLYCERIN OINTMENT 30GM
 ** 50000750 NITROGLYCERIN PATCH 3.3CM2 2.5MG/24HR
 50002040 NITROGLYCERIN PATCH 5CM2 2.5MG/24HR
 50002035 NITROGLYCERIN PATCH 6.7CM2 5MG/24HR
 50002133 NITROGLYCERIN PATCH 8CM2 5MG/24HR
 50002034 NITROGLYCERIN PATCH 10CM2 5MG/24HR
 50002033 NITROGLYCERIN PATCH 10CM2 5MG/24HR
 50002048 NITROGLYCERIN PATCH 13.3CM2 10MG/24HR
 50002037 NITROGLYCERIN PATCH 15CM2 7.5MG/24HR
 50002138 NITROGLYCERIN PATCH 16CM2 5MG/24HR
 50002134 NITROGLYCERIN PATCH 16CM2 10MG/24HR
 50002036 NITROGLYCERIN PATCH 20CM2 10MG/24HR
 50002049 NITROGLYCERIN PATCH 20.0CM2 15MG/24HR
 50005135 NITROGLYCERIN PATCH 30CM2 15MG/24HR
 50002140 NITROGLYCERIN PATCH 32CM2 10MG/24HR
 ** 50000770 NITROGLYCERIN SR TAB/CAP 1.3MG
 ** 50000772 NITROGLYCERIN SR TAB/CAP 2.5MG 60'S
 ** 50000774 NITROGLYCERIN SR TAB/CAP 2.5MG 100'S
 ** 50000776 NITROGLYCERIN SR TAB/CAP 2.6MG

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1200
EMERGENCY
CARDIOVASCULAR: ANTIANGINAL (Cont'd)

Drug Name and Strength

** 50000778 NITROGLYCERIN SR TAB/CAP 6.5MG 60'S
 ** 50000780 NITROGLYCERIN SR TAB/CAP 6.5MG 100'S
 ** 50000782 NITROGLYCERIN SR TAB/CAP 9.0MG 60'S
 ** 50000784 NITROGLYCERIN SR TAB/CAP 9.0MG 100'S
 ** 50000732 NITROGLYCERIN SUBLINGUAL TAB 0.15MG 25'S
 ** 50000730 NITROGLYCERIN SUBLINGUAL TAB 0.15MG 100'S
 ** 50000736 NITROGLYCERIN SUBLINGUAL TAB 0.3MG 25'S
 ** 50000734 NITROGLYCERIN SUBLINGUAL TAB 0.3MG 100'S
 ** 50000740 NITROGLYCERIN SUBLINGUAL TAB 0.4MG 25'S
 ** 50000738 NITROGLYCERIN SUBLINGUAL TAB 0.4MG 100'S
 ** 50000744 NITROGLYCERIN SUBLINGUAL TAB 0.6MG 25'S
 ** 50000742 NITROGLYCERIN SUBLINGUAL TAB 0.6MG 100'S
 ** 50003874 NITROGLYCERIN TRANSMUCOSAL CONTROLLED
 RELEASE TABLET 1MG
 ** 500003876 NITROGLYCERIN TRANSMUCOSAL CONTROLLED
 RELEASE TABLET 2MG
 ** 500003878 NITROGLYCERIN TRANSMUCOSAL CONTROLLED
 RELEASE TABLET 3MG
 ** 50004218 VERAPAMIL HCL TABLET 40MG
 ** 50004220 VERAPAMIL HCL TABLET 80MG
 ** 50004222 VERAPAMIL HCL TABLET 120MG
 ** 50004224 VERAPAMIL HCL TABLET SUST RELEASE 180MG
 ** 50004224 VERAPAMIL HCL TABLET SUST RELEASE 240MG

(Source: Emergency amendment at 14 IIL 111, Reg. 12278,
 effective July 15, 1990, for a maximum of 150 days)

SECTION 141.1640
EMERGENCY
EYE/EAR/NOSE/THROAT: ANTIANTICOS

Item Number

Drug Name and Strength

** 00054724 AUREOMYCIN OINT 1/8OZ
 ** 50000008 BACITRACIN OPHTHALMIC OINTMENT
 ** 50000105 BACITRACIN/NEOMYCIN/POLYMYXIN B OPHTHALMIC OINT 400U/GM-3.5MG BASE/GM-1000U/GM
 CHLORAMPHENICOL OPHTHALMIC OINTMENT 1.0%
 CHLORAMPHENICOL OPHTHALMIC SOLUTION 0.5%
 1.5ML BOTTLE
 ** 50000122 CHLORAMPHENICOL OPHTHALMIC SOLUTION 0.5%
 ** 50000120 CHLORAMPHENICOL POWDER FOR OPHTHALMIC SOLUTION
 7.5ML BOTTLE
 CHLORAMPHENICOL OTIC SOLUTION 0.5% 15ML
 CHLORAMPHENICOL POWDER FOR OPHTHALMIC SOLUTION

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1640 EYE/EAR/NOSE/THROAT: ANTIBIOTICS (Cont'd)
EMERGENCY

Drug Name and Strength

** 00713082 CHLOROMYXIN OPHTHALMIC OINT 3.5GM
 ** 50002612 ERYTHROMYCIN OPHT OINT 1/8OZ TUBE
 *** 50000492 GENTAMICIN SULFATE OPHTHALMIC
 OINT 3MG BASE/GM
 GENTAMICIN SULFATE OPHTHALMIC
 SOLUTION 0.3% 5ML
 ** 50000490 GRAMICIDIN; NEOMYCIN; POLYMYXIN OPHT SOL
 0.025MG/ML; 1.75MG BASE/ML; 5000U/ML
 MYCITRACIN OPHT OINT 3.5GM
 NEOMYCIN SULFATE 3.5MG/ML; POLYMYXIN B
 SULFATE 1.6, 250U/ML OPHTH SOLN 5ML
 OPHTHALMIC ANTIOTIC-OINTMENT-NOT
 OTHERWISE LISTED-IF LAW REQUIRES RX
 OPHTHALMIC ANTIOTIC-SOLUTION/SUSP-NOT
 OTHERWISE LISTED-IF LAW REQUIRES RX
 POLYSPORIN OPHT OINT 1/8OZ TUBE
 POLYTRIM OPHTHALMIC SOLUTION 1.0ML
 STRATROL OPHT OINT 3.5GM TUBE
 TETRAMYCIN OPHT OINT C POLYMYX 1/8OZ
 TERRAMYCIN OTIC OINT C POLYMYX 1/8OZ
 TETRACYCLINE HCL OPHTHALMIC
 SUSPENSION 1.0% 4ML
 TETRACYCLINE HCL OPHTHALMIC OINT 1.0%
 TOBRAMYCIN OPHTHALMIC OINTMENT 0.3%
 3.5GM TUBE
 TOBRAMYCIN OPHTHALMIC SOLUTION 3MG/ML
 5ML BOTTLE

(Source: Emergency amendment at 14 Ill. Reg. 12278,
 effective July 15, 1990, for a maximum of 150 days)

SECTION 141.1880 EYE/EAR/NOSE/THROAT: MIOTICS/GLAUCOMA
EMERGENCY

Drug Name and Strength

** 01190469 BETAGAN OPHTHALMIC SOLUTION 0.25% 5ML
 ** 01191469 BETAGAN OPHTHALMIC SOLUTION 0.25% 10ML
 ** 00230252 BETAGAN OPHTHALMIC SOLUTION 0.5% 5ML
 ** 00231252 BETAGAN OPHTHALMIC SOLUTION 0.5% 10ML
 ** 00232252 BETAGAN OPHTHALMIC SOLUTION 0.5% 15ML
 ** 00652246 BETOPTIC S OPHTHALMIC SOLN 0.25% 2.5ML
 ** 00650246 BETOPTIC S OPHTHALMIC SOLN 0.25% 5.0ML

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1880 EYE/EAR/NOSE/THROAT: MIOTICS/GLAUCOMA
EMERGENCY

Drug Name and Strength

Item Number Drug Name and Strength
 ** 00651246 BETOPTIC S OPHTHALMIC SOLN 0.25% 15.0ML
 ** 00651245 BETOPTIC OPHTHALMIC SOLUTION 0.5% 2.5ML
 *** 00650245 BETOPTIC OPHTHALMIC SOLUTION 0.5% 5ML
 *** 00650255 BETOPTIC OPHTHALMIC SOLUTION 0.5% 10ML
 CARBACHOL OPHTHALMIC SOLUTION 0.5% 15ML
 CARBACHOL OPHTHALMIC SOLUTION 1.5% 15ML
 CARBACHOL OPHTHALMIC SOLUTION 2.25% 15ML
 CARBACHOL OPHTHALMIC SOLUTION 3.0% 15ML
 ECHOTHIOPHATE IODIDE 1.5MG (0.03%) 5ML
 ECHOTHIOPHATE IODIDE 3.0MG (0.068%) 5ML
 ECHOTHIOPHATE IODIDE 6.25MG (0.125%) 5ML
 ECHOTHIOPHATE IODIDE 12.5MG (0.25%) 5ML
 EPINEPHRINE (AS BITARTRATE) OPHTHALMIC
 SOLUTION 0.5% (AS 1.0% BITARTRATE) 15ML
 EPINEPHRINE (AS BITARTRATE) OPHTHALMIC
 SOLUTION 1.0% (AS 2.0% BITARTRATE) 7.5ML
 EPINEPHRINE (AS BITARTRATE) OPHTHALMIC
 SOLUTION 1.0% (AS 2.0% BITARTRATE) 15ML
 EPINEPHRINE (AS BORATE) OPHTHALMIC SOLUTION
 0.25% 7.5ML
 EPINEPHRINE (AS BORATE) OPHTHALMIC SOLUTION
 0.5% 7.5ML
 EPINEPHRINE (AS BORATE) OPHTHALMIC SOLUTION
 1.0% 7.5ML
 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION
 0.25% 15ML
 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION
 10ML
 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 0.5%
 15ML
 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 1.0%
 10ML
 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 1.0%
 15ML
 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 2.0%
 15ML
 GLYCERIN 50% 180ML
 GLYCERIN 75% 120ML
 OCUSERT PILO-20 PACKAGE OF 8
 OCUSERT PILO-40 PACKAGE OF 8

Item Number Drug Name and Strength
 50000316 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 0.5%
 50000320 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 1.0%
 50000322 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 1.0%
 50000326 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 2.0%
 50000328 EPINEPHRINE (AS HCL) OPHTHALMIC SOLUTION 2.0%
 50003042 GLYCERIN 50% 180ML
 50003040 GLYCERIN 75% 120ML
 17314406 OCUSERT PILO-20 PACKAGE OF 8
 17314408 OCUSERT PILO-40 PACKAGE OF 8

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.1880
EMERGENCY
EYE/EAR/NOSE/THROAT: MIOATICS/GLAUCOMA
(Cont'd)

Item Number Drug Name and Strength

00461013	OPTHALGAN SOLUTION 7.5ML
00230090	P V CARPINE OPHT SOLN 0.5% 15ML
00230091	P V CARPINE OPHT SOLN 1.0% 15ML
00230092	P V CARPINE OPHT SOLN 2.0% 25ML
00230093	P V CARPINE OPHT SOLN 3.0% 15ML
00230094	P V CARPINE OPHT SOLN 4.0% 15ML
00230096	P V CARPINE OPHT SOLN 6.0% 15ML
** 50000850	PILOCARPINE HCL OPHT SOLN 0.25% 10ML
** 50000852	PILOCARPINE HCL OPHT SOLN 0.5% 15ML
** 50000854	PILOCARPINE HCL OPHT SOLN 0.5% 30ML
** 50000856	PILOCARPINE HCL OPHT SOLN 1.0% 15ML
** 50000858	PILOCARPINE HCL OPHT SOLN 1.0% 30ML
** 50000860	PILOCARPINE HCL OPHT SOLN 1.5% 15ML
** 50000862	PILOCARPINE HCL OPHT SOLN 2.0% 15ML
** 50000864	PILOCARPINE HCL OPHT SOLN 2.0% 30ML
** 50000866	PILOCARPINE HCL OPHT SOLN 3.0% 15ML
** 50000868	PILOCARPINE HCL OPHT SOLN 3.0% 30ML
** 50000870	PILOCARPINE HCL OPHT SOLN 4.0% 15ML
** 50000872	PILOCARPINE HCL OPHT SOLN 4.0% 30ML
** 50000874	PILOCARPINE HCL OPHT SOLN 5.0% 15ML
** 50000876	PILOCARPINE HCL OPHT SOLN 6.0% 15ML
** 50000878	PILOCARPINE HCL OPHT SOLN 6.0% 30ML
** 50000880	PILOCARPINE HCL OPHT SOLN 8.0% 15ML
** 50000882	PILOCARPINE HCL OPHT SOLN 10.0% 15ML
** 00230160	PROPINE OPHTHALMIC SOLUTION 0.1% 5ML
** 00230260	PROPINE OPHTHALMIC SOLUTION 0.1% 10ML
** 00230360	PROPINE OPHTHALMIC SOLUTION 0.1% 15ML
** 50007405	TIMOLOL MALEATE OPHT SOLN 0.25% 5ML
** 50007406	TIMOLOL MALEATE OPHT SOLN 0.25% 10ML
** 50007409	TIMOLOL MALEATE OPHT SOLN 0.25% 15ML
** 50007407	TIMOLOL MALEATE OPHT SOLN 0.5% 5ML
** 50007408	TIMOLOL MALEATE OPHT SOLN 0.5% 10ML
** 50007410	TIMOLOL MALEATE OPHT SOLN 0.5% 15ML

(Source: Emergency amendment at 14 Ill. Reg. 122278,
effective July 15, 1990, for a maximum of 150 days)SECTION 141.2960
EMERGENCY
HORMONES/AGENTS AFFECTING MECHANISMS: ORAL
CONTRACEPTIVES

Item Number Drug Name and Strength

** 00140151	DEMULEN 1/35-21
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NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2960
EMERGENCY
HORMONES/AGENTS AFFECTING MECHANISMS: ORAL
CONTRACEPTIVES (Cont'd)

Drug Name and Strength

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 00141115	DEMULEN 1/35-21 - REFILL	** 00140161	DEMULEN 1/35-28
** 00141161	DEMULEN 1/35-28 - REFILL	** 00140071	DEMULEN-21
** 00140171	DEMULEN-21 - REFILL	** 00140171	DEMULEN-28
** 00141171	DEMULEN-28 - REFILL	** 00250051	ENOVID TABLET 5MG
** 00140051	ENOVID TABLET 5MG - CALENDAR PACK	** 00250101	ENOVID TABLET 10MG
** 00251131	ENOVID-E-21 TABLET 2.5MG	** 00140131	ENOVID-E-21 TABLET 2.5MG - REFILL
** 00140131	ETHINYL ESTRADIOL 0.035MG;	** 50006800	NORETHINDRONE 0.5MG TABLET 21 DAY
** 50006800	ETHINYL ESTRADIOL 0.035MG;	** 50006802	NORETHINDRONE 0.5MG TABLET 28 DAY
** 00140410	ETHINYL ESTRADIOL 0.035MG;	** 50006804	NORETHINDRONE 1MG TABLET 21 DAY
** 00140410	ETHINYL ESTRADIOL 0.035MG;	** 50006806	NORETHINDRONE 1MG TABLET 28 DAY
** 00140410	LEVLEN TABLETS 21'S	** 00080078	LEVLEN TABLETS 28'S
** 00080078	LO/OVRAL TABLET-21	** 00081078	LO/OVRAL TABLET-21 - 3 PACK
** 00082514	LO/OVRAL TABLET-28	** 00710913	LOESTRIN FE 1.0/20
** 00710913	LOESTRIN FE 1.0/20 - REFILL	** 00710917	LOESTRIN FE 1.5/30
** 00710917	LOESTRIN FE 1.5/30 - REFILL	** 00710917	LOESTRIN 21 1.0/20
** 00710915	LOESTRIN 21 1.0/20 - REFILL	** 00710916	LOESTRIN 21 1.5/30
** 00710916	LOESTRIN 21 1.5/30 - REFILL	** 00086810	NORETHINDRONE 1MG TABLET 21 DAY
** 00086810	NORETHINDRONE 1MG TABLET 28 DAY	** 00621410	MICRONOR TABLET 0.35MG
** 00470941	NELOVA TABLET 10/11-21	** 00470944	NELOVA TABLET 10/11-28
** 0033207	NOR-QD TABLET	** 00080075	NORDETTE-21 TABLET
** 00082533	NORDETTE-28 TABLET		

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2960 HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 00140221	NORETHIN TABLET 1/35E-21	** 00142401	OVULEN-28 TABLET
** 00332102	NORINYL TABLET 1 PLUS 80-21 DAY	** 00140421	OVULEN-28 TABLET - REFILL
** 04298723	NORINYL TABLET 1 PLUS 80-21 DAY - REFILL	** 04190430	TRI-LEVLEN TABLETS 21'S
** 00332102	NORINYL TABLET 1 PLUS 80-28 DAY	** 04190431	TRI-LEVLEN TABLETS 28'S
** 04298724	NORINYL TABLET 1 PLUS 80-28 DAY - REFILL	** 00333201	TRI-NORINYL TABLETS 21'S
** 00332103	NORINYL TABLET 2MG	** 04298719	TRI-NORINYL TABLETS 21'S - REFILL
** 04298720	NORINYL TABLET 2MG - REFILL	** 00333211	TRI-NORINYL TABLETS 28'S
** 00710905	NORLESTRIN FE 1/50	** 04298718	TRI-NORINYL TABLETS 28'S - REFILL
** 07100905	NORLESTRIN FE 1/50 - REFILL	** 00082535	TRI-PHASIL TABLETS 21'S
** 00710907	NORLESTRIN FE 2.5/50	** 00083535	TRI-PHASIL TABLETS 21'S - REFILL
** 07100907	NORLESTRIN FE 2.5/50 - REFILL	** 00082536	TRI-PHASIL TABLETS 28'S
** 00710904	NORLESTRIN 21 1/50	** 00083536	TRI-PHASIL TABLETS 28'S - REFILL
** 07100904	NORLESTRIN 21 1/50 - REFILL	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00710901	NORLESTRIN 21 2.5/50	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00710901	NORLESTRIN 21 2.5/50 - REFILL	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00710903	NORLESTRIN 28 1/50	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00710903	NORLESTRIN 28 1/50 - REFILL	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 60009903	ORAL CONTRACEPTIVES - PRODUCTS NOT OTHERWISE LISTED - LIST NAME AND MFG	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00621900	ORTHO-CYCLEN TABLET 21 DAY	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00621901	ORTHO-CYCLEN TABLET 28 DAY	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00621350	ORTHO-NOVUM 2MG TAB	** 50003547	CYCLOSPORINE CAPSULE 25MG
** 00621390	ORTHO-NOVUM 1/80 TAB 21'S	** 50003549	CYCLOSPORINE CAPSULE 100MG
** 00621391	ORTHO-NOVUM 1/80 TAB 28'S	** 50003535	CYCLOSPORINE ORAL SOLUTION 100MG/ML 50ML
** 01071770	ORTHO-NOVUM 10/11 TAB 21'S	** 50003540	CYCLOSPORINE INJECTION 50MG/ML 5ML AMP
** 00621770	ORTHO-NOVUM 10/11 TAB 21'S - REFILL	** 000810598	IMURAN INJECTION 100MG/20ML VIAL
** 01071771	ORTHO-NOVUM 10/11 TAB 28'S	** 00810597	IMURAN TABLET 50MG
** 00621771	ORTHO-NOVUM 10/11 TAB 28'S - REFILL	** 00810596	IMURAN TABLET 25MG
** 00621370	ORTHO-NOVUM 10MG TAB	** 00627102	ORTHOCLONE OKT #3 KIT INJECTION 1MG/ML
** 00621780	ORTHO-NOVUM 7/7/7 21'S	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00621780	ORTHO-NOVUM 7/7/7 21'S - REFILL	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 01071781	ORTHO-NOVUM 7/7/7 28'S	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00621781	ORTHO-NOVUM 7/7/7 28'S - REFILL	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00870583	OVCON-35 TABLET (21)	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00870578	OVCON-35 TABLET (28)	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00870584	OVCON-50 TABLET (21)	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00870579	OVCON-50 TABLET (28)	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00080056	OVRAL TABLET 21'S	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
** 00081056	OVRAL TABLET 21'S - 3 PACK	** 50003277	AMINOGLUTETHIMIDE TABLET 250MG
** 00082511	OVRAL TABLET 28'S	** 00090248	DEPO-PROVERA INJECTION 400MG/ML 5ML VIAL
** 00080062	OVRETTE TABLET 28'S	** 00092626	DEPO-PROVERA INJECTION 400MG/ML 1ML SYRINGE
** 00141401	OVULEN-21 TABLET	** 00091626	DEPO-PROVERA INJECTION 400MG/ML 2.5ML VIAL
** 00143401	OVULEN-21 TABLET - REFILL	** 00090626	DEPO-PROVERA INJECTION 400MG/ML-10ML VIAL

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.2960 HORMONES/AGENTS AFFECTING MECHANISMS: ORAL CONTRACEPTIVES (Cont'd)

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 00142401	OVULEN-28 TABLET	** 00140421	OVULEN-28 TABLET - REFILL
** 00140421	TRI-LEVLEN TABLETS 21'S	** 04190430	TRI-LEVLEN TABLETS 28'S
** 04190430	TRI-NORINYL TABLETS 21'S	** 00333201	TRI-NORINYL TABLETS 21'S - REFILL
** 00333201	TRI-NORINYL TABLETS 28'S	** 04298719	TRI-NORINYL TABLETS 28'S
** 04298719	TRI-NORINYL TABLETS 28'S - REFILL	** 00333211	TRI-NORINYL TABLETS 28'S
** 00333211	TRI-NORINYL TABLETS 28'S - REFILL	** 04298718	TRI-NORINYL TABLETS 28'S - REFILL
** 04298718	TRI-PHASIL TABLETS 21'S	** 00082535	TRI-PHASIL TABLETS 21'S
** 00082535	TRI-PHASIL TABLETS 21'S - REFILL	** 00083535	TRI-PHASIL TABLETS 28'S
** 00083535	TRI-PHASIL TABLETS 28'S - REFILL	** 00082536	TRI-PHASIL TABLETS 28'S - REFILL
** 00082536	TRI-PHASIL TABLETS 28'S - REFILL	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
SECTION 141.3200 IMMUNOSUPPRESSIVES		SECTION 141.3200 IMMUNOSUPPRESSIVES	
Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50003547	CYCLOSPORINE CAPSULE 25MG	** 50003549	CYCLOSPORINE CAPSULE 100MG
** 50003549	CYCLOSPORINE ORAL SOLUTION 100MG/ML 50ML	** 50003535	CYCLOSPORINE INJECTION 50MG/ML 5ML VIAL
** 50003535	CYCLOSPORINE INJECTION 100MG/20ML VIAL	** 50003540	IMURAN INJECTION 100MG
** 50003540	IMURAN TABLET 50MG	** 000810598	IMURAN TABLET 25MG
** 000810598	IMURAN TABLET 25MG	** 00810597	ORTHOCLONE OKT #3 KIT INJECTION 1MG/ML
** 00810597	ORTHOCLONE OKT #3 KIT INJECTION 1MG/ML	** 00627102	ORTHOCLONE OKT #3 KIT INJECTION 1MG/ML
** 00627102	ORTHOCLONE OKT #3 KIT INJECTION 1MG/ML	(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	
SECTION 141.3520 ONCOLYTIC/ANTINEOPLASTIC: HORMONES		SECTION 141.3520 ONCOLYTIC/ANTINEOPLASTIC: HORMONES	
Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 50003277	AMINOGLUTETHIMIDE TABLET 250MG	** 50003277	AMINOGLUTETHIMIDE TABLET 250MG
** 00090248	DEPO-PROVERA INJECTION 400MG/ML 5ML VIAL	** 00090248	DEPO-PROVERA INJECTION 400MG/ML 5ML VIAL
** 00092626	DEPO-PROVERA INJECTION 400MG/ML 1ML SYRINGE	** 00092626	DEPO-PROVERA INJECTION 400MG/ML 1ML SYRINGE
** 00091626	DEPO-PROVERA INJECTION 400MG/ML 2.5ML VIAL	** 00091626	DEPO-PROVERA INJECTION 400MG/ML 2.5ML VIAL
** 00090626	DEPO-PROVERA INJECTION 400MG/ML-10ML VIAL	** 00090626	DEPO-PROVERA INJECTION 400MG/ML-10ML VIAL

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.3520 ONCOLYTIC/ANTINEOPLASTIC: HORMONES (Cont'd)
EMERGENCYSECTION 141.3560 ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS
EMERGENCY

Item Number	Drug Name and Strength
** 00021453	DROLBAN INJECTION 50MG/ML 10ML VIAL
** 00040132	EMCYT CAPSULE 140MG
** 00460451	ESTRADURIN INJ 40MG W/DILUENT
** 00850525	EULEXIN CAPSULE 125MG
** 03003629	LUPRON DEPOT INJECTION 7.5 MG/VIAL KIT
** 03003626	LUPRON INJECTION 5MG/ML 2.8ML VIAL
** 03004626	LUPRON INJECTION 5MG/ML 4 WEEK KIT
** 50000595	MEGESTROL ACETATE TABLET 20MG
** 50000596	MEGESTROL ACETATE TABLET 40MG
** 00380600	NOLVADEX TABLET 10MG
** 00268131	STILPHOSTROL INJECTION 0.25GM/5CC AMP
** 00268132	STILPHOSTROL TABLET 50MG
** 00030691	TESLAC INJECTION 100MG/ML 5ML VIAL
** 00030690	TESLAC TABLET 50MG
** 00030689	TESLAC TABLET 25.0MG
** 03100960	ZOLADEX IMPLANT 3.6MG

(Source: Emergency amendment at 14 Ill. Reg. 12278,
effective July 15, 1990, for a maximum of 150 days)

SECTION 141.3560 ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS
EMERGENCY

Item Number	Drug Name and Strength
** 60009946	ANTINEOPLASTIC ORAL PRODUCTS - NOT OTHERWISE LISTED-IF LAW REQUIRES RX ANTINEOPLASTIC PARENTERAL PRODUCTS - NOT OTHERWISE LISTED-IF LAW REQUIRES RX
** 50005349	DACARBAZINE INJECTION 100MG VIAL
** 50005351	DACARBAZINE INJECTION 200MG VIAL
** 00064612	ELSPAR INJECTION 10,000IU/10ML VIAL
** 0030830	HYDREA CAPSULE 500MG
** 00850647	INTRON A INJECTION 3 MILLION IU VIAL
** 00850120	INTRON A INJECTION 5 MILLION IU VIAL
** 00850571	INTRON A INJECTION 10 MILLION IU VIAL
** 00850285	INTRON A INJECTION 25 MILLION IU VIAL
** 00850539	INTRON A INJECTION 50 MILLION IU VIAL
** 00054522	LEUCOVORIN CALCIUM INJECTION 3MG/1ML AMP
** 50005550	LEUCOVORIN CALCIUM INJECTION 5MG/ML 1ML
** 50005555	LEUCOVORIN CALCIUM INJECTION 5MG/ML 5ML
** 00054527	LEUCOVORIN CALCIUM INJECTION 50MG VIAL
** 50001714	LEUCOVORIN CALCIUM INJECTION 100MG VIAL

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.3560 ONCOLYTIC/ANTINEOPLASTIC: MISCELLANEOUS
(Cont'd)

Item Number	Drug Name and Strength
** 50001718	LEUCOVORIN CALCIUM INJECTION 350MG VIAL
** 50005540	LEUCOVORIN CALCIUM TABLET 5MG
** 50005834	LEUCOVORIN CALCIUM TABLET 15MG
** 50005545	LEUCOVORIN CALCIUM TABLET 25MG
** 03268213	LYSODREN TABLET 500MG
** 00040053	MATULANE CAPSULE 50MG
** 00041933	ROFERON A INJECTION 3 MILLION IU/0.5ML POWDER VIAL WITH DILUENT
** 00041988	ROFERON A INJECTION 3 MILLION IU/0.5ML 3ML VIAL
** 00041987	ROFERON A INJECTION 3 MILLION IU/ML 1ML VIAL
** 00042005	ROFERON-A INJECTION 36 MILLION IU/ML 1ML VIAL
** 00153091	VEPESID CAPSULE 50MG
** 00153095	VEPESID INJECTION 20MG/ML 5ML VIAL
** 50003601	VINBLASTINE SULFATE 10MG/10ML VIAL
** 50003603	VINCRISTINE SULFATE 1MG/ML 1ML VIAL
** 50003605	VINCRISTINE SULFATE 1MG/ML 2ML VIAL
** 50003607	VINCRISTINE SULFATE 1MG/ML 5ML

(Source: Emergency amendment at 14 Ill. Reg. 12278,
effective July 15, 1990, for a maximum of 150 days)

SECTION 141.3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC
EMERGENCY

Item Number	Drug Name and Strength
** 50005949	CHLORPROMAZINE CAPSULE SR 30MG
** 50005950	CHLORPROMAZINE CAPSULE SR 75MG
** 50005960	CHLORPROMAZINE CAPSULE SR 150MG
** 50005961	CHLORPROMAZINE CAPSULE SR 200MG
** 50005962	CHLORPROMAZINE CONCENTRATE 30MG/ML 120ML
** 50006010	CHLORPROMAZINE CONCENTRATE 100MG/ML 240ML
** 50006012	CHLORPROMAZINE INJECTION 25MG/ML 10ML VIAL
** 50000665	CHLORPROMAZINE INJECTION 25MG/1ML AMP
** 50000666	CHLORPROMAZINE INJECTION 50MG/2ML AMP
** 50000668	CHLORPROMAZINE SUPPOSITORY 25MG
** 50005991	CHLORPROMAZINE SUPPOSITORY 100MG
** 50006009	CHLORPROMAZINE SYRUP 10MG/5ML 120ML
** 50005983	CHLORPROMAZINE TABLET 10MG
** 50005908	CHLORPROMAZINE TABLET 25MG
** 50005916	CHLORPROMAZINE TABLET 50MG
** 50005924	CHLORPROMAZINE TABLET 50MG

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION * 141-3920 PSYCHOTHERAPEUTIC: ANTIPSYCHOTIC (Cont'd)
EMERGENCY

Drug Name and Strength

Item Number	Drug Name and Strength
** 50005932	CHLORPROMAZINE TABLET 100MG
** 50005934	CHLORPROMAZINE TABLET 200MG
** 50003437	FLUPHENAZINE DECANOATE INJ 25MG/ML 1ML S
** 50003438	FLUPHENAZINE ENANTHATE INJ 25MG/ML 5ML V
** 50003439	FLUPHENAZINE ENANTHATE INJ 25MG/ML 1ML S
** 50003440	FLUPHENAZINE ENANTHATE INJ 25MG/ML 5ML V
** 50002778	FLUPHENAZINE HYDROCHLORIDE CONC 5MG/CC
** 50002777	FLUPHENAZINE HYDROCHLORIDE ELIXIR .5MG/CC
** 50002776	FLUPHENAZINE HYDROCHLORIDE TAB RA 1MG
** 50002780	FLUPHENAZINE HYDROCHLORIDE TAB 0.25MG
** 50002781	FLUPHENAZINE HYDROCHLORIDE TAB 1.00MG
** 50002782	FLUPHENAZINE HYDROCHLORIDE TAB 2.50MG
** 50002783	FLUPHENAZINE HYDROCHLORIDE TAB 5.00MG
** 50002784	FLUPHENAZINE HYDROCHLORIDE TAB-10.00MG
** 50003441	FLUPHENAZINE-HCL INJ 2.5MG/ML 10ML VIAL
** 50003799	HALOPERIDOL DECANOATE INJ 70.52MG/ML (50MG/ML HALOPERIDOL) 1ML AMP/VIAL
*** 50003803	HALOPERIDOL DECANOATE INJ 70.52MG/ML (50MG/ML HALOPERIDOL) 5ML VIAL
*** 50001409	HALOPERIDOL DECANOATE INJ 141.04MG/ML (100MG/ML HALOPERIDOL) 1ML AMP
*** 50001408	HALOPERIDOL DECANOATE INJ 141.04MG/ML (100MG/ML HALOPERIDOL) 5ML VIAL
** 50004805	HALOPERIDOL INJECTION 5MG/ML 1ML
** 50004807	HALOPERIDOL INJECTION 5ML/ML 10ML
** 50004801	HALOPERIDOL LACTATE ORAL CONCENTRATE 2MG/ML 15ML
** 50004803	HALOPERIDOL LACTATE ORAL CONCENTRATE 2MG/ML 240ML
** 50004809	HALOPERIDOL TABLET 0.5MG
** 50004811	HALOPERIDOL TABLET 1.0MG
** 50004813	HALOPERIDOL TABLET 2.0MG
** 50004815	HALOPERIDOL TABLET 5.0MG
** 50004817	HALOPERIDOL TABLET 10.0MG
** 50004819	LOXAPINE HCL INJ IM 1ML AMP 50MG/ML
** 00055385	LOXAPINE HCL INJ IM 10ML VIAL 50MG/ML
** 00056385	LOXAPINE SUCCINATE 5MG
** 50002357	LOXAPINE SUCCINATE 10MG
** 50002358	LOXAPINE SUCCINATE 25MG
** 50002360	LOXAPINE SUCCINATE 50MG
** 50002362	LOXAPINE SUCCINATE CONCENTRATE 25MG/ML
** 50002366	MOLINDONE HCL 5MG TAB/CAP
** 50003128	MOLINDONE HCL 10MG TAB/CAP
*** 50003130	MOLINDONE HCL 25MG TAB/CAP
*** 50003132	MOLINDONE HCL 50MG TAB/CAP
*** 50003134	MOLINDONE HCL 100MG TAB/CAP
*** 50003136	MOLINDONE HCL CONCENTRATE 20MG/ML
*** 50002009	ORAP TABLET 2MG
*** 00450352	PERPHENAZINE CONCENTRATE 1.6MG/5ML 118ML
*** 50003170	PERPHENAZINE INJECTION 5MG/ML 1ML
*** 50003172	PERPHENAZINE TABLET 2MG
*** 50003176	PERPHENAZINE TABLET 4MG
*** 50003178	PERPHENAZINE TABLET 8MG
*** 50003180	PERPHENAZINE TABLET SUSTAINED ACTION 8MG
*** 50003174	PERPHENAZINE TABLET 16MG
*** 50003182	PROCHLORPERAZINE EDIS INJ 5MG/ML 10ML VIAL
*** 50007347	PROCHLORPERAZINE EDIS INJ 10MG/2ML AMP
*** 50007348	PROCHLORPERAZINE EDISYLATE CONC 10MG/ML
*** 50007349	PROCHLORPERAZINE EDISYLATE SYR 5MG/5ML
*** 50007350	PROCHLORPERAZINE MALEATE TAB/CAP 5MG
*** 50007351	PROCHLORPERAZINE MALEATE TAB/CAP 10MG
*** 50007352	PROCHLORPERAZINE MALEATE TAB/CAP 25MG
*** 50007353	PROCHLORPERAZINE MALEATE TR CAP/TAB 10MG
*** 50007358	PROCHLORPERAZINE MALEATE TR CAP/TAB 1.5MG
*** 50007359	PROCHLORPERAZINE MALEATE TR CAP/TAB 30MG
*** 50007360	PROCHLORPERAZINE MALEATE TR CAP/TAB 75MG
*** 50007361	PROKETAZINE TABLET 1.2.5MG
*** 00080251	PROKETAZINE TABLET 25.0MG
*** 00080252	PROKETAZINE TABLET 50.0MG
*** 00080253	PROMAZINE HCL CONC 30MG/ML 120ML
*** 50007371	PROMAZINE HCL INJ 25MG/ML - 10ML VIAL
*** 50007373	PROMAZINE HCL INJ 25MG/1ML SYRINGE
*** 50007374	PROMAZINE HCL INJ 50MG/ML - 2ML VIAL
*** 50007375	PROMAZINE HCL INJ 50MG/ML - 10ML VIAL
*** 50007376	PROMAZINE HCL INJ 50MG/1ML SYRINGE
*** 50007377	PROMAZINE HCL INJ 100MG/2ML SYRINGE
*** 50007378	PROMAZINE HCL TAB/CAP 10MG
*** 50007379	PROMAZINE HCL TAB/CAP 25MG
*** 50007380	PROMAZINE HCL TAB/CAP 50MG
*** 50007381	PROMAZINE HCL TAB/CAP 100MG
*** 50007382	PROMAZINE HCL TAB/CAP 25MG/CC
*** 50007383	SERENTIL CONCENTRATE 25MG/ML 1ML AMP
*** 05970025	SERENTIL INJECTION 25MG/ML
*** 05970027	SERENTIL TABLET 10MG
*** 05970020	SERENTIL TABLET 25MG
*** 05970021	SERENTIL TABLET

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4040
EMERGENCY

RESPIRATORY ALLERGIC: ANTIASTHMATIC

SECTION 141.4040
EMERGENCY

Drug Name and Strength

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
** 03693007	AEROBID AEROSOL 7GM CANISTER 250MCG/ACTUATION	** 00890790	MAXAIR AEROSOL INHALER COMPLETE
** 50000614	100 DOSES/INHALER	** 50004965	0.2MG/DOSE 300 ACTVATIONS/UNIT 25.6GM
** 50000616	ALBUTEROL SULFATE INHALER 17GM	** 50006032	METAPROTERENOL SULF INH SOLN 5.0% 10ML
** 50001981	ALBUTEROL SULFATE INHALER 17GM - REFILL	** 50004101	METAPROTERENOL SULF INH SOLN 5% 30ML
** 40001095	ALBUTEROL SULFATE SOLUTION FOR INHALATION 0.5%	** 50004100	METAPROTERENOL SULF INH 225MG/15ML REFILL
** 50002323	ALBUTEROL SULFATE SYRUP 2MG/5ML	** 50002041	METAPROTERENOL SULFATE INHALATION AEROSOL
** 50002320	ALBUTEROL SULFATE TABLET SR 4MG		650MCG/ACTUATION 200 PUFF COMPLETE UNIT
** 50002322	ALBUTEROL SULFATE TABLET 2MG		METAPROTERENOL SULFATE INHALATION AEROSOL
** 50000023	AMINOPHYLLINE IV INJECTION 500MG/20ML AMP		650MCG/ACTUATION 200 PUFF REFILL UNIT
** 50002414	AMINOPHYLLINE ORAL SOLUTION 315MG/15ML	** 50004095	METAPROTERENOL SULFATE SYRUP 10MG/5ML
** 50000108	AMINOPHYLLINE TABLET 100MG	** 50004099	METAPROTERENOL SULFATE TABLET 1.0MG
** 50000116	AMINOPHYLLINE TABLET 200MG	** 50004102	METAPROTERENOL SULFATE TABLET 20MG
** 05970082	AMINOPHYLLINE TABLET SR 225MG	** 50006480	TERBUTALINE SULFATE INHALER
** 50006490	ATROVENT INHALATION AEROSOL 1.4GM		0.20MG/ACTUATION 7.5ML UNIT
** 50005692	17MCG/ACTUATION 200 DOSES/UNIT	** 50006482	TERBUTALINE SULFATE AEROSOL INHALER
** 50006488	BECLOMETHASONE DIPROPIONATE AEROSOL INHALER		0.20MG/ACTUATION 7.5ML REFILL
** 50006486	4.2MCG/ ACTUATION 1.6-8GM UNIT ORAL		TERBUTALINE SULFATE INJECTION 1.0MG/1ML
** 50002519	BECLOMETHASONE DIPROPIONATE AEROSOL INH	** 50006476	TERBUTALINE SULFATE TABLET 2.5MG
** 50002521	4.2MCG/ACTUATION 16.8GM UNIT ORAL REFILL	** 50006478	TERBUTALINE SULFATE TABLET 5.0MG
** 50001003	BECLOMETHASONE DIPROPIONATE NASAL INHALER	** 50007134	THEOPHYLLINE LIQUID 80MG/15ML
** 50001005	4.2MCG/ACTUATION 16.8GM UNIT	** 50007139	THEOPHYLLINE LIQUID 150MG/15ML
** 50001007	BECLOMETHASONE DIPROPIONATE NASAL SPRAY	** 50007140	THEOPHYLLINE LIQUID 160MG/15ML
** 50001009	0.042% 25ML	** 50007142	THEOPHYLLINE SUSPENSION 100MG/5ML
** 50001014	CROMOLYN SODIUM AEROSOL INHALER 8.1GM	** 50007146	THEOPHYLLINE ANHYDROUS CAP/TAB 100MG
** 50001004	800MCG/ACTUATION (112 SPRAYS/UNIT)	** 50007150	THEOPHYLLINE ANHYDROUS CAP/TAB 200MG
** 50001002	CROMOLYN SODIUM AEROSOL INHALER 14.2GM	** 50005689	THEOPHYLLINE ANHYDROUS CAP/TAB 300MG
** 50001003	800MCG/ACTUATION (200 SPRAYS/UNIT)	** 50003702	THEOPHYLLINE ANHYDROUS TD CAPSULE 50MG
** 50001005	CROMOLYN SODIUM CAPSULE 20MG	** 50003704	THEOPHYLLINE ANHYDROUS TD CAPSULE 60MG
** 50001007	CROMOLYN SODIUM INHALER	** 50003706	THEOPHYLLINE ANHYDROUS TD CAPSULE 65MG
** 50001009	CROMOLYN SODIUM NASAL SOLUTION	** 50003708	THEOPHYLLINE ANHYDROUS TD CAPSULE 75MG
** 50001010	4.0MG/ML 13ML BOTTLE WITH SPRAY	** 50003710	THEOPHYLLINE ANHYDROUS TD CAPSULE 100MG
** 50001014	CROMOLYN SODIUM NEBULIZER SOLUTION 40MG/ML	** 50003712	THEOPHYLLINE ANHYDROUS TD CAPSULE 125MG
** 50001016	26ML BOTTLE WITH SPRAY	** 50003714	THEOPHYLLINE ANHYDROUS TD CAPSULE 130MG
** 50001018	CROMOLYN SODIUM NEBULIZER SOLUTION 20MG/2ML	** 50003716	THEOPHYLLINE ANHYDROUS TD TABLET 200MG
** 50001022	AMP	** 50003726	THEOPHYLLINE ANHYDROUS TD TABLET 250MG
** 50004150	ISOETHARINE HYDROCHLORIDE SOLUTION 1.0% 10ML	** 50003720	THEOPHYLLINE ANHYDROUS TD TABLET 300MG
** 50004152	UNIT	** 50003722	THEOPHYLLINE ANHYDROUS TD TABLET 400MG
	ISOETHARINE HYDROCHLORIDE SOLUTION 1.0% 30ML	** 50007175	

NOTES ON EVIDENCE AND MEDIATION

SECTION 141.4040 RESPIRATORY ALLERGIC: ANTIASTHMATIC (Cont'd)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS (Cont'd)

Item Number	Drug Name and Strength	Drug Name and Strength
** 50007177	THEOPHYLLINE ANHYDROUS TD TAB/CAP TD 50MG ANHYDROUS	BIOCLUSIVE DRESSING 4" X 5"
** 50007155	THEOPHYLLINE TAB/CAP TD 60MG ANHYDROUS	BIOCLUSIVE DRESSING 4" X 10"
** 50007156	THEOPHYLLINE TAB/CAP TD 75MG ANHYDROUS	BIOCLUSIVE DRESSING 5" X 7"
** 50007159	THEOPHYLLINE TAB/CAP TD 100MG ANHYDROUS	BIOCLUSIVE DRESSING 8" X 10"
** 50007160	THEOPHYLLINE TAB/CAP TD 100MG ANHYDROUS	BIOLEX WOUND CLEANSER 180ML
** 50007162	THEOPHYLLINE TAB/CAP TD 125MG ANHYDROUS	BIOLEX WOUND CLEANSER 355ML
** 50007166	THEOPHYLLINE TAB/CAP TD 200MG ANHYDROUS	BIOLEX WOUND GEL 85ML
** 50007168	THEOPHYLLINE TAB/CAP TD 250MG ANHYDROUS	CARA-KLENZ SPRAY 180ML
** 50007172	THEOPHYLLINE TAB/CAP TD 300MG ANHYDROUS	CARA-KLENZ SPRAY 480ML
** 50007175	THEOPHYLLINE TAB/CAP TD 400MG ANHYDROUS	CARRINGTON DERMAL WOUND GEL 15ML
** 50007177	THEOPHYLLINE TAB/CAP TD 450MG ANHYDROUS	CARRINGTON DERMAL WOUND GEL 90ML
** 50007146	THEOPHYLLINE TAB/CAP TD 100MG ANHYDROUS	COLLAGENASE OINTMENT 250U/GM 1.5GM
** 50007150	THEOPHYLLINE TAB/CAP TD 200MG ANHYDROUS	COLLAGENASE OINTMENT 250U/GM 3.0GM
** 50006589	THEOPHYLLINE TAB/CAP TD 300MG ANHYDROUS	DEBRISAN 60GM
00241060	TORNALATE AEROSOL INHALER 0.8% 0.37MG/ACTUATION 15ML UNIT	DEBRISAN 120GM
** 00241061	TORNALATE AEROSOL INHALER 0.8% 0.37MG/ACTUATION 15ML REFILL	DEBRISAN 4GM PACKETS 7'S
** 50000440	TRIAMCINOLONE ACFTONIDE AEROSOL INHALER 20GM	DEBRISAN 4GM PACKETS 14'S
	(Source: Emergency amendment at 14 111. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)	DECUBITEX OINTMENT 1.5GM
SECTION 141.4360	SKIN/MUCOUS MEMBRANE: DERMAL ULCERS	DECUBITEX OINTMENT 60GM
EMERGENCY		DECUBITEX OINTMENT 120GM
		DERMAGRAN OINTMENT 480GM
		DERMAGRAN SPRAY 120ML
		DERMAGRAN SPRAY 240ML
		DERMAGRAN SPRAY 3840ML
G** 00030375	ACTIDERM DERMATOLOGICAL PATCH	DUODERM CGF EXTRA THIN DRESSING 4" X 4"
G** 05580076	ALLEVYN POLYURETHANE FOAM DRESSING 4" X 4"	DUODERM CGF EXTRA THIN DRESSING 6" X 6"
G** 05581076	ALLEVYN POLYURETHANE FOAM DRESSING 8" X 8"	DUODERM CGF STERILE DRESSING 4" X 4"
G** 05140062	ASEPTIN SKIN CREAM 8GM	DUODERM CGF STERILE DRESSING 6" X 6"
** 50003531	BALSAM PERU; CASTOR OIL; TRYPSIN 72.5MG; 650MG; 0.1MG/0.82ML AEROSOL 60GM	DUODERM CGF STERILE DRESSING 8" X 8"
** 50003533	BALSAM PERU; CASTOR OIL; TRYPSIN 72.5MG; 650MG; 0.1MG/0.82ML AEROSOL 120GM	DUODERM STERILE HYDROACTIVE DRESSING 30CM
G** 08117401	BARD ABSORPTION DRESSING UNIT DOSE STERILE PACKETS	DUODERM STERILE HYDROACTIVE DRESSING 30CM
G** 08117402	BARD ABSORPTION DRESSING 3GM PACKET	DUODERM STERILE HYDROACTIVE DRESSING 30CM
G** 08117403	BARD ABSORPTION DRESSING 6GM PACKET	DUODERM STERILE HYDROACTIVE DRESSING 30CM
G** 08117400	BARD ABSORPTION DRESSING 60GM	ELASE FOR SOLUTION 10GM SIZE
G** 08130024	BIOCLUSIVE DRESSING 2" X 3"	ELASE OINTMENT 20CM SIZE

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 41.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS (Cont'd)
EMERGENCYSECTION 141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS (Cont'd)
EMERGENCY

Item Number

Drug Name and Strength

** 0071124	ELASE/CHLOROMYCETIN OINTMENT 10GM SIZE	G** 08231626	SYNTHADERM DRESSING 4" X 8"
** 0071124	ELASE/CHLOROMYCETIN OINTMENT 30GM SIZE	G** 08231627	SYNTHADERM DRESSING 6" X 8"
G** 00885000	ENVISAN TREATMENT MULTIPACK	G** 02121620	TEGADERM TRANSPARENT DRESSING #1620 FIRST AID
G** 00885001	ENVISAN TREATMENT PAD PACK	G** 02121621	TEGADERM TRANSPARENT DRESSING #1621 FIRST AID
G** 08231619	EPI-LOCK PRIMARY DRESSING 4" X 36"	G** 02121622	TEGADERM TRANSPARENT DRESSING #1622 FRAME
G** 08231620	EPI-LOCK PRIMARY DRESSING 4" X 4"	G** 02121623	TEGADERM TRANSPARENT DRESSING #1623 FRAME
G** 08231621	EPI-LOCK PRIMARY DRESSING 4" X 8"	G** 02121624	TEGADERM TRANSPARENT DRESSING #1624 FRAME
G** 08231622	EPI-LOCK PRIMARY DRESSING 6" X 8"	G** 02121625	TEGADERM TRANSPARENT DRESSING #1625 FRAME
G** 08231623	EPI-LOCK PRIMARY DRESSING 8" X 12"	G** 02121626	TEGADERM TRANSPARENT DRESSING #1626 FRAME
G** 08231618	EPI-LOCK PRIMARY DRESSING 22" X 36"	G** 02121627	TEGADERM TRANSPARENT DRESSING #1627 FRAME
G** 05580073	INTRASITE GEL INTERACTIVE HYDROGEL 25GM	G** 02121628	TEGADERM TRANSPARENT DRESSING #1628 FRAME
G** 05580074	INTRASITE INTERACTIVE HYDROCOLLOID WOUND DRESSING 4" X 4"	G** 02121629	TEGADERM TRANSPARENT DRESSING #1629 FRAME
G** 05582074	INTRASITE INTERACTIVE HYDROCOLLOID WOUND DRESSING 8" X 8"	G** 02121630	TEGADERM TRANSPARENT DRESSING #1630 FRAME
G** 05580045	OP SITE TRANSPARENT WOUND DRESSING 2" X 3"	G** 02121631	TEGADERM TRANSPARENT DRESSING #1631 FRAME
G** 05580042	OP SITE TRANSPARENT WOUND DRESSING 2" X 4"	G** 02121632	POUCH STYLE 4" X 4-3/4"
G** 05580649	(5CM X 10CM)	G** 02121633	TEGADERM TRANSPARENT DRESSING #1633 POUCH
G** 05581694	OP SITE TRANSPARENT WOUND DRESSING 5-1/2" X 4"	G** 02121634	TEGADERM TRANSPARENT DRESSING #1634 POUCH
G** 05582649	(14CM X 10CM) 10/BOX	G** 02121635	TEGADERM TRANSPARENT DRESSING #1635 FRAME
G** 05581649	OP SITE TRANSPARENT WOUND DRESSING 5-1/2" X 4"	G** 02121636	POUCH STYLE 6" X 8"
G** 05586649	(14CM X 10CM) 50/BOX	G** 02121637	TEGADERM TRANSPARENT DRESSING #1637 POUCH
G** 05584649	OP SITE TRANSPARENT WOUND DRESSING 5-1/2" X 20"	G** 02121638	TEGADERM TRANSPARENT DRESSING #1638 POUCH
G** 05583649	(14CM X 50-3/4CM)	G** 02121639	TEGADERM TRANSPARENT DRESSING #1639 POUCH
G** 05586649	OP SITE TRANSPARENT WOUND DRESSING 8" X 6"	G** 02129001	TEGASORB FLEXIBLE HYDROACTIVE DRESSING SMALL
G** 05586649	(20-1/3CM X 15CM)	G** 02129002	TEGASORB FLEXIBLE HYDROACTIVE DRESSING MEDIUM
G** 05584649	OP SITE TRANSPARENT WOUND DRESSING 10-1/4" X 8"	G** 02129003	TEGASORB FLEXIBLE HYDROACTIVE DRESSING LARGE
G** 05588649	(26CM X 20-1/3CM)	G** 02129004	TEGASORB FLEXIBLE HYDROACTIVE DRESSING LARGE
G** 05588649	OP SITE TRANSPARENT WOUND DRESSING 11" X 4"	G** 02120905	TEGASORB FLEXIBLE HYDROACTIVE DRESSING LARGE
G** 05588649	(28CM X 10CM)	G** 00481500	SQUARE STERILE 4" X 4"
G** 05585649	OP SITE TRANSPARENT WOUND DRESSING 11" X 6"	G** 08117410	TEGASORB FLEXIBLE HYDROACTIVE DRESSING MEDIUM
G** 05588649	(28CM X 15CM)	G** 08117412	OVAL STERILE 5" X 6"
G** 05588649	OP SITE TRANSPARENT WOUND DRESSING 11" X 11-3/4" (28CM X 30CM)	G** 08117416	TEGASORB FLEXIBLE HYDROACTIVE DRESSING LARGE
G** 05588649	OP SITE TRANSPARENT WOUND DRESSING 11" X 17-3/4" (28CM X 45CM)	G** 08117416	SQUARE STERILE 6" X 6"
G** 08231251	OPTIPORE SPONGE	G** 08117416	TRAVASE OINTMENT 14.2GM TUBE
G** 08231212	SHUR-CLENS 100ML	G** 08117416	VIGILON WOUND DRESSING 3" X 6" STERILE
G** 05140004	SORBSAN WOUND DRESSING 2" X 2"	G** 08117416	VIGILON WOUND DRESSING 4" X 4" NON-ST
G** 05140092	SORBSAN WOUND DRESSING 4" X 4"	G** 08117416	VIGILON WOUND DRESSING 4" X 4" STERILE
G** 05140032	SORBSAN WOUND DRESSING 4" X 8"	G** 08117416	VIGILON WOUND DRESSING 6" X 8" STERILE
G** 08231625	SYNTHADERM DRESSING 4" X 4"	G** 08117413	VIGILON WOUND DRESSING 6" X 8" STERILE

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4360 SKIN/MUCOUS MEMBRANE: DERMAL ULCERS (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength
G** 08117414	VIGILON WOUND DRESSING 13" X 24" NON-ST
(Source: Emergency amendment at 14 Ill. Reg. 12278 effective July 15, 1990, for a maximum of 150 days)	
SECTION 141.4440 SKIN/MUCOUS MEMBRANE: FUNGICIDES EMERGENCY	
** 00850849	AKRINOL CREAM
** 50001653	CICLOPROX OLAMINE CREAM 1% 15GM
** 50001654	CICLOPROX OLAMINE CREAM 1% 30GM
** 50001651	CICLOPROX OLAMINE LOTION 1% 30ML
** 50000142	CLOTRIMAZOLE CREAM 1.0% 15GM
** 50000143	CLOTRIMAZOLE CREAM 1.0% 30GM
** 50000144	CLOTRIMAZOLE CREAM 1.0% 45GM
** 50000145	CLOTRIMAZOLE CREAM 1.0% 90GM
** 50004821	CLOTRIMAZOLE LOTION 1.0% 30ML
** 50000146	CLOTRIMAZOLE SOLUTION 1.0% 10ML
** 50000147	CLOTRIMAZOLE SOLUTION 1.0% 30ML
** 50001655	ECONAZOLE NITRATE CREAM 1% 15GM
** 50001656	ECONAZOLE NITRATE CREAM 1% 30GM
** 50001657	ECONAZOLE NITRATE CREAM 1% 85GM
** 00030411	FUNGIZONE CREAM 3%
** 00030412	FUNGIZONE LOTION 3%
** 00030426	FUNGIZONE OINTMENT 3%
** 08842448	FUNGOLD CREAM 30GM
** 08843149	FUNGOLD SOLUTION 15ML
** 08840248	FUNGOLD TINCTURE 30ML
** 08841248	FUNGOLD TINCTURE 480ML
** 00721590	HALOTEX CREAM 15GM
** 00720590	HALOTEX CREAM 30GM
** 00721591	HALOTEX SOLUTION 10ML
** 00720591	HALOTEX SOLUTION 30ML
** 50006410	IODOCHLORHYDROXYQUIN CREAM 3% 30GM
** 50006412	IODOCHLORHYDROXYQUIN OINTMENT 3% 30GM
** 50001618	KETOCONAZOLE CREAM 2% 15GM
** 50001620	KETOCONAZOLE CREAM 2% 30GM
** 01371375	MONISTAT-DERM CREAM 2% 15GM
** 01370375	MONISTAT-DERM CREAM 2% 30GM
** 01374375	MONISTAT-DERM CREAM 2% 85GM

SECTION 141.4640 TESTING SUPPLIES
EMERGENCY

Item Number	Drug Name and Strength
** 01932381	ACETEST REAGENT TABLETS 100'S
** 01932383	ACETEST REAGENT TABLETS 250'S
** 01932870	ALBUSTIX STRIPS 100'S
** 01932332	BUMINTEST TABLETS 100'S
** 09245028	CHEMSTRIP 5 100'S
** 09245010	CHEMSTRIP BG STRIPS 25'S
** 09245012	CHEMSTRIP BG STRIPS 50'S
** 09245030	CHEMSTRIP GP 100'S
** 09245035	CHEMSTRIP K PAPERS 100'S
** 09245011	CHEMSTRIP TEST KIT
** 09245040	CHEMSTRIP BG STRIPS 100'S
** 09245045	CHEMSTRIP UK STRIPS 100'S

(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)

DEPARTMENT OF PUBLIC AID

NOTICE OF EMERGENCY AMENDMENTS

SECTION 141.4640 TESTING SUPPLIES (Cont'd)
EMERGENCY

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
*** 01932844	CLINITEST STRIP 50'S	*** 01931050	VISIDEX II REAGENT STRIPS 25'S
*** 01932105	CLINITEST ANALYSIS SET	*** 01931080	VISIDEX II REAGENT STRIPS 100'S
*** 01932114	CLINITEST ANALYSIS SET (2 DROP)		
*** 01932112	CLINITEST (2 DROP) 36'S		
*** 01932113	CLINITEST (2 DROP) 100'S		
*** 01932100	CLINITEST TABLET 36'S		
*** 01932121	CLINITEST TABLETS 100'S		
*** 01933100	CLINITEST TABLET FOIL 100'S		
*** 01932867	COMBISTIX 100'S		
*** 01932888	DEXTROSTIX REAGENT STRIPS 25'S		
*** 01932886	DEXTROSTIX REAGENT STRIPS 100'S		
*** 01932884	DEXTROSTIX REAGENT STRIPS FOIL 10'S		
*** 02120505	DIASCAN DUAL PAD STRIPS 50'S		
*** 01933802	DIASTIX STRIPS 50'S		
*** 01932802	DIASTIX STRIPS 100'S		
*** 01931000	DIASTIX-5 STRIPS 100'S		
*** 033683597	EXACTBCH TEST STRIPS 50'S		
50000513	FLUORESCIN SODIUM OPHT SOLN 2.0% 15CC		
*** 01932582	GLUCOFILM TEST STRIPS 50'S		
*** 01932583	GLUCOSTIX TEST STRIPS 100'S		
*** 05380031	GLUCOSCAN TEST STRIPS 50'S		
*** 05380073	GLUCOSCAN TEST STRIPS 100'S		
*** 01932627	GLUCOSTIX STRIPS 50'S		
*** 01932628	GLUCOSTIX STRIPS 100'S		
*** 01932876	HEMA-COMBISTIX 100'S		
*** 01932816	HEMASTIX STRIPS 50'S		
*** 01932426	HEMATEST TABLET 100'S		
50003457	HISTAMINE PHOSPHATE INJECTION 0.275MG/ML		
50003458	HISTAMINE PHOSPHATE INJECTION 2.75MG/ML		
50003459	HISTAMINE PHOSPHATE INJECTION 2.75MG/5ML		
*** 01933882	KETO-DIASTIX 50'S		
*** 01932882	KETO-DIASTIX 100'S		
*** 01931010	KETO-DIASTIX 5 100'S		
*** 019333880	KETOSTIX STRIPS 50'S		
*** 01932880	KETOSTIX STRIPS 100'S		
*** 01932810	LABSTIX 100'S		
*** 50008000	LANCET FOR DIABETIC USE, STERILE		
*** 01932854	N-URISTIX 100'S		
*** 053800232	ONE TOUCH TEST STRIPS 50'S		
*** 00022344	TEST TAPE 100 TEST PACKAGE		
*** 09240535	TRACER BG STRIPS 50'S		
*** 05499300	TRENDSSTRIPS 50'S		
*** 01932855	URISTIX 100'S		

SECTION 141.4640 TESTING SUPPLIES (Cont'd)
EMERGENCYSECTION 141.4640 TESTING SUPPLIES (Cont'd)

Item Number	Drug Name and Strength	Item Number	Drug Name and Strength
*** 01932844	CLINITEST STRIP 50'S	*** 01931050	VISIDEX II REAGENT STRIPS 25'S
*** 01932105	CLINITEST ANALYSIS SET	*** 01931080	VISIDEX II REAGENT STRIPS 100'S
*** 01932114	CLINITEST ANALYSIS SET (2 DROP)		
*** 01932112	CLINITEST (2 DROP) 36'S		
*** 01932113	CLINITEST (2 DROP) 100'S		
*** 01932100	CLINITEST TABLET 36'S		
*** 01932121	CLINITEST TABLETS 100'S		
*** 01933100	CLINITEST TABLET FOIL 100'S		
*** 01932867	COMBISTIX 100'S		
*** 01932888	DEXTROSTIX REAGENT STRIPS 25'S		
*** 01932886	DEXTROSTIX REAGENT STRIPS 100'S		
*** 01932884	DEXTROSTIX REAGENT STRIPS FOIL 10'S		
*** 02120505	DIASCAN DUAL PAD STRIPS 50'S		
*** 01933802	DIASTIX STRIPS 50'S		
*** 01932802	DIASTIX STRIPS 100'S		
*** 01931000	DIASTIX-5 STRIPS 100'S		
*** 033683597	EXACTBCH TEST STRIPS 50'S		
50000513	FLUORESCIN SODIUM OPHT SOLN 2.0% 15CC		
*** 01932582	GLUCOFILM TEST STRIPS 50'S		
*** 01932583	GLUCOSTIX TEST STRIPS 100'S		
*** 05380031	GLUCOSCAN TEST STRIPS 50'S		
*** 05380073	GLUCOSCAN TEST STRIPS 100'S		
*** 01932627	GLUCOSTIX STRIPS 50'S		
*** 01932628	GLUCOSTIX STRIPS 100'S		
*** 01932876	HEMA-COMBISTIX 100'S		
*** 01932816	HEMASTIX STRIPS 50'S		
*** 01932426	HEMATEST TABLET 100'S		
50003457	HISTAMINE PHOSPHATE INJECTION 0.275MG/ML		
50003458	HISTAMINE PHOSPHATE INJECTION 2.75MG/ML		
50003459	HISTAMINE PHOSPHATE INJECTION 2.75MG/5ML		
*** 01933882	KETO-DIASTIX 50'S		
*** 01932882	KETO-DIASTIX 100'S		
*** 01931010	KETO-DIASTIX 5 100'S		
*** 019333880	KETOSTIX STRIPS 50'S		
*** 01932880	KETOSTIX STRIPS 100'S		
*** 01932810	LABSTIX 100'S		
*** 50008000	LANCET FOR DIABETIC USE, STERILE		
*** 01932854	N-URISTIX 100'S		
*** 053800232	ONE TOUCH TEST STRIPS 50'S		
*** 00022344	TEST TAPE 100 TEST PACKAGE		
*** 09240535	TRACER BG STRIPS 50'S		
*** 05499300	TRENDSSTRIPS 50'S		
*** 01932855	URISTIX 100'S		

(Source: Emergency amendment at 14 Ill. Reg. 12278, effective July 15, 1990, for a maximum of 150 days)

1) The Heading of the Part: Pay Plan
2) Code Citation: 80 Ill. Adm. 310
3) Section Number: Action:
310.540 Withdraw

4) Date Notice of Proposed Amendment Published in the Illinois Register:
Published in the July 13, 1990 Illinois Register at 14 Ill. Reg. 10974

5) Reason for the withdrawal:
The staff of the Joint Committee on Administrative Rules has asked that the Department of Central Management Services withdraw the proposed amendment to Section 310.540 that was published in the July 13, 1990 Illinois Register. This amendment reflected a change to the allowable increase percentages in the Annual Merit Increase Guidechart for Merit Compensation employees that was previous published in the Illinois Register on April 13, 1990. It is the intent of the staff of the Joint Committee on Administrative Rules to simplify procedures by recommending a correction to the April 13, 1990 filing at their July meeting. The Fiscal Year 1991 amendments were implemented by an emergency filing with the modification in the allowable increase percentages in Section 310.540 in the same July 13, 1990 Illinois Register at 14 Ill. Reg. 11330.

1. Statute requiring agency to publish this information in the Illinois Register:
Name of Act: Illinois Department of Revenue Sunshine Act
Citation: Ill. Rev. Stat. 1989, ch. 127, par. 2001
(Public Act 82-727, effective November 12, 1981)

2. Summary of information:
Index of Department of Revenue Sales and Excise Tax letter rulings issued for the First Quarter of 1990.

Synopses of the letter rulings of the Department of Revenue, Sales and Excise Tax Division, were published at 14 Ill. Reg. 10168, June 22, 1990. Due to computer error, the synopses for the month of January were omitted. The complete list for the First Quarter of 1990, including the January synopses, are as follows:

The ruling letters are listed numerically with a brief synopsis and then indexed by subject area.

Sales and Excise Tax subject headings are as follows:

Agents	Agricultural producers & products	Governmental Bodies
Assessments		Graphic Arts
Auto Renting Tax		Gross Receipts
Bingo		Hotel Operators Tax
Books and Records		Interest
Bulk Sales		Interstate Commerce
C.O.A.D.		Itinerant Vendors
Certificate of Registration		Leasing
Cigarette Tax		Liquor Tax
Claims for Credit		Local Taxes
Coal Fueled Devices		Mandatory Service Charges
Coal Mining Equipment		Manufacturers
Coins & Precious Metals		Manufacturing Machinery and Equipment
Computer Software		Miscellaneous
Construction Contractors		Motor Fuel Tax
Cooperative Associations		Motor Vehicles
Delivery Charges		Nexus
Distillation Machinery		Non-Profit Institutions
Enterprise Zones		Occasional Sale
Exempt Organizations		Oil Field Equipment
Farm Machinery & Equipment		Penalties
Federal Excise Tax		Pollution Control Facilities
Financial Institutions		Prepaid Sales Tax
Food, Drugs and Medical Appliances		Products of Photoprocessing

(Continued)

1990 FIRST QUARTER SUNSHINE INDEX

Property Tax
 Public Utility Taxes
 Real Estate Transfer Tax
 Repairs
 Replacement Vehicle Tax
 Returns
 Rolling Stock Exemption
 Sale at Retail
 Sale for Resale
 Sale of Service
 Sellers of Newspapers,
 Magazines, Etc.
 Signature
 Special Order
 Statute of Limitations
 Tax Collection
 Tax Increment Financing
 Tax Rate
 Telecommunications Excise Tax
 Temporary Storage
 Trade-Ins
 Use Tax
 Vehicle Use Tax
 Vendors

AUTO RENTING TAX

90-0040 2-6-90 The Illinois sales tax consequences of an automobile leasing activity depend upon the duration of the lease. If the lease is for one year or less, Illinois Automobile Renting Occupation Tax liability on gross rental receipts is incurred. Lessors of automobiles under lease terms in excess of one year must pay sales tax on their cost price of the vehicle. However, the rental receipts under long-term lease agreements are not subject to Illinois sales tax liability.

BINGO

90-0004 1-3-90 "Free" bingo is not subject to tax or regulation.
 90-0031 1-29-90 Bingo played without charge to the players is not regulated by the Department.

BULK SALES

90-0067 2-23-90 A repossession of equipment and inventory by a lender under the terms of a financing agreement upon a default by a borrower does not constitute a transfer within the meaning of the Bulk Sales provision of the Retailers' Occupation Tax Act.

CLAIMS FOR CREDIT

90-0022 1-24-90 Claimants for credit must demonstrate that they have borne the burden of the tax.

90-0055 2-9-90 Only the person who paid the tax to the Department can file a claim for credit.

3. Name and address of person to contact concerning this information:

Margaret Forth
 Legal Division
 101 West Jefferson Street
 Springfield, Illinois 62708
 Telephone: (217) 782-6996

90-0026 1-26-90 Effective October 1, 1989, canned or prepackaged software, but not modified or custom software, is fully taxable as general merchandise.

90-0028 1-26-90 Effective September 1, 1989, gross receipts from retail sales of canned computer software are subject to Retailers' Occupation Tax liability. Custom computer software is not subject to this tax.

90-0029 1-26-90 Effective September 1, 1989, gross receipts from retail sales of canned computer software are subject to Retailers' Occupation Tax liability. Custom computer software is not subject to the tax.

90-0121 3-27-90 If the selling prices of computer hardware and software are not separately stated on a selling invoice, the whole selling price is taxable even if such software would have been exempt if separately stated.

90-0002 1-2-90 A person who sells and installs a water softener acts as a construction contractor and incurs Use Tax liability based upon the cost price of the water softener. See 86 Ill. Code 130.1940 (c).

90-0021 1-24-90 For Illinois sales tax purposes, construction contractors are deemed to be the users of building materials affixed to real property.

90-0024 1-24-90 In Illinois, construction contractors are deemed to be the users of building materials purchased by them for physical incorporation into real estate.

90-0025 1-25-90 For Illinois sales tax purposes, construction contractors are deemed to be the users of the building materials they purchase to permanently affix to real estate.

90-0039 2-6-90 Construction contractors are deemed to be the users of the building materials they purchase for physical incorporation into real estate.

90-0060 2-15-90 A combination retailer/construction contractor who is uncertain whether he will resell building materials over-the-counter or incorporate them into real estate, can give the certification described at 86 Ill. Adm. Code 130.2075(b) when purchasing those building materials.

90-0072 2-28-90 Contractors are liable for Use Tax when permanently affixing waste treatment systems to real estate.

90-0082 3-8-90 Sales of materials to construction contractors for incorporation into real estate owned by exclusively charitable, religious or educational institutions or organizations, or for incorporation into real estate owned by governmental bodies, are exempt from Retailers' Occupation Tax and Use Tax. See 86 Ill. Adm. Code 130.2075(d).

90-0084 3-13-90 Carpeting which is glued or cemented to the floor is considered permanently affixed to real estate. Carpeting which is tacked down remains tangible personal property.

90-0099 3-14-90 For Illinois sales tax purposes, a carpet installation constitutes a construction contract situation where the carpet is glued down. Where the carpet is tacked down, a retail transaction results.

90-0102 3-15-90 This letter describes the forms which the pre-development transfer requirement may take when construction contractors claim the exemption for building materials purchased for incorporation into improvements which are to be turned over to a governmental unit upon completion. See, 86 Ill. Adm. Code 130.2075(c).

90-0104 3-15-90 Sellers of modular homes who permanently affix the modular units to realty are deemed end-users of those units.

90-0106 3-15-90 For purposes of the Illinois sales tax laws, the sale and installation of an underground sprinkler system is a construction contract situation with the seller/installer incurring a Use Tax liability based on his cost price of components of the system.

ENTERPRISE ZONES

90-0003 1-3-90 The exemption for building materials sold for incorporation into an enterprise zone is available only to retailers located in a jurisdiction which created the enterprise zone into which the materials will be incorporated. See 86 Ill. Adm. Code Section 130.1951

90-0078 3-7-90 Location in an enterprise zone does not confer blanket sales tax exempt status. The exemptions related to enterprise zones are set out in 86 Ill. Adm. Code 130.1951

90-0120 3-27-90 In order to claim the enterprise zone deduction, building materials must be incorporated into real estate located in a zone by remodeling, rehabilitation or new construction. The retailer needs to be located in the municipality or incorporated area of the county which established the zone. See 86 Ill. Adm. Code 130.1951(a).

EXEMPT ORGANIZATIONS

90-0097 3-14-90 Sales to governmental units are exempt from Retailers' Occupation Tax.

Tax liability based on their cost price of items purchased for rental purposes.

90-0019 1-23-90 For Illinois sales tax purposes, lessors are deemed to be the users of items purchased for their rental inventories.

90-0023 1-24-90 This letter describes the application of the Illinois sales tax laws to short term and long term rentals of automobiles.

90-0043 2-6-90 Occasional sale of medical equipment and subsequent lease back arrangements are exempt from Illinois Retailers' Occupation Tax and Use Tax.

90-0050 2-6-90 For purposes of Illinois sales tax, lessors are deemed to be the users of items purchased for their rental inventories.

90-0077 3-6-90 For Illinois sales tax purposes, lessors are deemed to be the users of items purchased for their rental inventories.

90-0115 3-23-90 Lessors incur Use Tax liability on their cost price of items purchased for their rental inventories. Transportation & delivery charges are includable in gross receipts if not separately contracted for.

LOCAL TAXES

90-0035 2-2-90 An out-of-State seller who accepts purchase orders outside Illinois and sells items located outside Illinois at the time of sale, does not incur Municipal Retailers' Occupation Tax liability. See 86 Ill. Adm. Code 270.115

90-0053 2-7-90 Retailers who accept purchase orders outside Illinois and who maintain no inventory in Illinois are not liable for local Retailers' Occupation Tax liabilities.

90-0070 2-27-90 This letter acknowledges receipt of RTA/ROT and RTA/SOT ordinances imposed under the authority of PA 85-1135 and effective January 1, 1990.

90-0113 3-22-90 Purchase order acceptance fixes jurisdiction for local Retailers' Occupation Tax liability. In the absence of an IL purchase order acceptance, the location of an IL inventory fixes jurisdiction for local Retailers' Occupation Tax liability.

90-0123 3-28-90 The provision permitting a municipality to impose a Home Rule Tax does not allow the municipality to impose a tax on certain food and drugs and exempt others.

90-0125 3-28-90 Local Retailers' Occupation Tax jurisdiction depends on purchase order acceptance.

90-0126 3-28-90 The provision permitting a municipality to impose a Home Rule Tax does not allow the municipality to impose a tax on certain food and drugs and exempt others.

MANUFACTURING MACHINERY AND EQUIPMENT

90-0038 2-6-90 Repair parts for machinery which qualifies for the Manufacturing Machinery and Equipment Exemption can also qualify for the exemption when sold "over-the-counter." The exemption is not available when the parts are transferred incident to a repair service.

90-0041 2-6-90 Machinery which places tangible personal property into the packaging in which it is sold to the ultimate consumer can qualify for the Manufacturing Machinery and Equipment Exemption.

90-0042 2-6-90 Abrasives, electric hand tools, saw blades, and drill bits can qualify for the Manufacturing Machinery and Equipment Exemption.

90-0054 2-9-90 Fuel does not qualify as manufacturing machinery and equipment.

90-0062 2-20-90 The documentation requirements of the manufacturing machinery and equipment exemption are set out at 86 Ill. Adm. Code 130.330(g).

90-0073 2-28-90 Chemicals used in manufacturing do not qualify for exemption.

90-0079 3-8-90 The Manufacturers Equipment and Machinery exemption does not apply to the use of machinery or equipment to store, convey, handle or transport finished articles at the end of the production cycle. This would also apply to equipment which stores, handles, conveys or transports materials prior to their entrance into the production cycle. See, Ill. Adm. Code 130.330(d)(4) (c) and (D).

90-0105 3-15-90 Ground corn cobs used as an abrasive medium to polish items being manufactured for sale can qualify for the Manufacturing Machinery & Equipment Exemption.

DEPARTMENT OF REVENUE

DEPARTMENT OF REVENUE

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90-0108 3-16-90 Abrasives used in a manufacturing machine to polish the item being manufactured can qualify for the manufacturing machinery and equipment exemption as replacement parts.

90-0112 3-22-90 Trucks delivering gravel and crushed stone do not qualify for the manufacturing machinery and equipment exemption.

90-0119 3-26-90 Machinery and equipment used to manufacture dental products can qualify for the Manufacturing and Machinery exemption.

MISCELLANEOUS

90-0008 1-12-90 Wholesalers whose products are sold at retail in Illinois by numerous independent distributors may assume the responsibility for accounting and paying all Retailers' Occupation Tax with respect to such sales if the independent distributors who are affected do not make written objection to the arrangement. See. 86 Ill. Adm. Code 130.550.

90-0009 1-12-90 This letter describes the application of the Illinois sales tax laws to transfers of mailing lists.

90-0011 1-16-90 The Illinois sales tax laws are conditioned upon the transfer of tangible personal property in Illinois.

90-0017 1-19-90 Clarify letter ruling of 1-3-90. A serviceman is not entitled to the collector's discount until January 1, 1990.

90-0036 2-5-90 The Illinois sales tax laws are conditioned upon the transfer of tangible personal property for use or consumption.

90-0051 2-7-90 A contract carrier who makes no sales of tangible personal property incurs no obligation to collect Illinois sales tax.

90-0056 2-13-90 The Governor's approval would be required in order to allow an Indian tribe to establish a bingo operation in Illinois.

90-0063 2-20-90 Effective 1/1/90, the Illinois Retailers' Occupation Tax Rate is 6 1/4%.

90-0081 3-8-90 Retailers' Occupation Tax does not apply to sales of machinery and equipment used primarily in the manufacturing or assembling of tangible personal property for wholesale or retail sale or lease. See 86 Ill. Adm. Code 130.330.

Further, tangible personal property resold as an ingredient of an intentionally produced product is not taxable. See 86 Ill. Adm. Code 130.201, 130.1401, 130.1405, 130.1410, 130.1415.

3-9-90 A list of entities currently holding an exemption number under the Sales Tax Exemption Status may be available under the Freedom of Information Act. See 2 Ill. Adm. Code 1201.210 and 1201.220.

3-14-90 Isolated sale of an aircraft by a disclosed principal results in no Retailers' Occupation Tax liability.

90-0095 3-14-90 The Illinois Department of Revenue has no jurisdiction to interfere in a dispute between a repairman and a service customer involving an Indiana sales tax liability for which the serviceman sought reimbursement.

90-0101 3-15-90 Coal purchases intended for resale will not incur tax. A resale number can be presented to the coal supplier thereby avoiding tax liability.

90-0111 3-20-90 Federal credit unions are exempt from paying Use Tax by virtue of 12 U.S.C. 1768. However, that Federal statute provides no exemption for the Retailers' Occupation Tax liability incurred by Illinois retailers making sales to Federal credit unions.

90-0116 3-23-90 Public Act 86-383 requires that applications to register under the Retailers' Occupation Tax Act contain "the name and address of the person or persons who will be responsible for filing returns and payment of taxes due under this Act...and the application shall contain an acceptance of responsibility signed by the person or persons who will be responsible for filing returns and payment of the taxes under this Act."

MOTOR FUEL TAX

90-0109 3-16-90 RTA/MED tax is not treated in the same manner as Federal Excise Tax and Underground Storage Tank Tax for figuring gasoline exemption.

POLLUTION CONTROL FACILITIES

90-0057 2-13-90 Bulldozers used in a landfill to cover waste material can qualify for the Pollution Control Exemption but trucks used to transport waste to the landfill would not qualify.

90-0064 2-20-90 Down draft system which removes dust and paint overspray which would otherwise escape unfiltered, can qualify as a pollution control facility. **SALE FOR RESALE**
90-0006 1-9-90 Sales for resale should be documented by Certificates of Resale containing the information set out at 86 Ill. Adm. Code 130.1410.

90-0080 3-8-90 So long as the primary purpose of an air cleaner is the removal of pollutants from the air, it can qualify for the exemption afforded pollution control facilities.

90-0090 3-13-90 Any system or appliance used for the primary purpose of eliminating, preventing or reducing air and water pollution is exempt from taxation under the Retailers' Occupation Tax Act. See 86 Ill. Adm. Code 130.335.

90-0094 3-14-90 Septic systems do not qualify as pollution control facilities. **SALE OF SERVICE**

90-0118 3-26-90 Filters sold to an asbestos abatement business, which are installed in water discharge systems to filter asbestos from water being released into sewer systems, can qualify for the pollution control exemption.

PRODUCTS OF PHOTOPROCESSING

90-0032 1-29-90 Effective September 1, 1988, gross receipts from retail sales of the products of photoprocessing are subject to Retailers' Occupation Tax liability.

90-0087 3-13-90 The Retailers' Occupation Tax Act requires the filing of returns on a monthly basis **ROLLING STOCK**

90-0016 1-18-90 The Rolling Stock exemption is available to long-term lessors of interstate carriers for hire under the circumstances set out at 86 Ill. Adm. Code Section 130.340(e).

SALE AT RETAIL

90-0059 2-13-90 Where tangible personal property is sold to users or consumers by means of vending machines, the person owning the property contained in the machines makes final sales of such property for use or consumption and thereby measures Retailers' Occupation Tax liability. See 86 Ill. Adm. Code 130.2135.

90-0006 1-3-90 Car washes and laundromats incur Service Occupation Tax liability.

90-0013 1-16-90 This letter describes the changes made in the Service Occupation Tax Act which were effective January 1, 1990, as they apply to special order printers.

90-0015 1-18-90 This letter describes the application of the Service Occupation Tax changes effective January 1, 1990 to pharmacists.

90-0027 1-26-90 This letter describes the Service Occupation Tax changes effective 1/1/90.

90-0037 2-5-90 This letter sets out the changes in the Service Occupation Tax which became effective January 1, 1990.

90-0045 2-6-90 Service Occupation Tax applies to boarders of horses.

90-0047 2-6-90 The Illinois Service Occupation Tax is conditioned upon the transfer of tangible personal property incident to a sale of service.

90-0065 2-20-90 A secondary serviceman incurs Service Occupation Tax at a rate of 1% of the selling price of medical appliances sold to primary servicemen or 50% of the entire invoice if such selling price is not separately stated. The primary serviceman may issue the secondary serviceman a Certificate of Resale and can purchase such items tax-free if that primary serviceman is registered.

ILLINOIS REGISTER
DEPARTMENT OF REVENUE

ILLINOIS REGISTER

DEPARTMENT OF REVENUE

90-0069-	2-26-90 The purchase of an ambulance chassis by an ambulance company is subject to Illinois Use Tax liability. The cost of having a modular unit owned by the ambulance company mounted on the new chassis does not result in Service Use Tax liability.	90-0046	masking tape. These items are not resold and costing them out to specific jobs does not change that fact.
90-0075	3-2-90 Describes how the Service Occupation Tax changes effective 1/1/90 affect sub-service situations.	90-0048	2-6-90 Out-of-State lessor is subject to Illinois Use Tax when leasing items at Illinois locations.
90-0086	3-13-90 Application of Service Occupation Tax to auto body shops.	90-0052	2-6-90 Pursuant to the provisions of PA 86-261, the definition of a "retailer maintaining a place of business in (Illinois)" includes out-of-State retailers "... owned or controlled by the same interests which own or control any retailer engaging in business in the same or similar line of business in this State."
90-0088	3-13-90 Application of Service Occupation Tax to oil changes.	90-0058	2-7-90 The Use Tax does not apply to the Illinois use of items acquired outside Illinois by a nonresident individual who then brings the items to Illinois after having used them outside Illinois for three months. See 86 Ill. Adm. Code 150.315(a).
90-0110	3-19-90 Trash bags, the selling price of which contains a fee for disposal service, measure tax under Service Occupation Tax upon 50% of the selling price.	90-0066	2-13-90 The factors which establish nexus with Illinois for purposes of determining Illinois Use Tax collection obligations are set out at PA 86-261.
90-0114	3-23-90 Effective 1/1/90, a serviceman who is not de minimus and who does not show the selling price of repair parts as a separate item incurs a Service Occupation Tax liability based on 50% of the entire service billing.	90-0076	2-22-90 Effective January 1, 1990, out-of-State Use Tax collectors collect at the rate of 6.25%.
90-0124	3-28-90 Describes the application of the Service Occupation Tax to several situations involving the sale of leaf collection bags which include hauling fee in the sales price.	90-0085	3-9-90 The sale of an airplane by a seller who is not in the business of selling airplanes does not result in an Illinois sales tax liability. See 86 Ill. Adm. Code 130.101.
TELECOMMUNICATIONS TAX		90-0091	3-13-90 Tangible personal property acquired outside this State, brought into this State for temporary storage and then used solely outside the State is not subject to Illinois Use Tax. A temporary storage exemption applies in this situation.
90-0014	1-18-90 Local municipalities do not qualify for an exemption from the Telecommunications Excise Tax. Only states and Federal governments, as well as state universities, qualify.	90-0092	3-13-90 The Use Tax Act contains a provision authorizing a credit for sales taxes properly paid to another state.
90-0018	1-19-90 This letter discusses an out-of-State seller's obligation to register as an Illinois Use Tax collector.	90-0074	3-14-90 Customer trade-in is not available to reduce a lessor's Use Tax liability.
90-0020	1-24-90 Auto body shops incur an Illinois Use Tax liability when purchasing consumable supplies such as sand paper and masking tape. These items are not resold and costing them out to specific jobs does not change that.		VEHICLE USE TAX
90-0030	1-29-90 Effective 1/1/90, the rate of the Illinois Use Tax is 6 1/4%.		3-1-90 Vehicle Use Tax does not apply to the title transfers to a receiver pursuant to a plan of asset liquidation.
90-0034	2-2-90 Auto body shops incur an Illinois Use Tax liability when purchasing consumable supplies such as sand paper and		

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of July 9, 1990, through July 13, 1990, and have been scheduled for review by the Committee at its August 21, 1990 meeting. Other items not contained in this published list may also be considered by the Joint Committee at its August meeting. Members of the public wishing to express their views with respect to a proposed rule should submit written comments to the Joint Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Room 500, Springfield, IL 62701.

<u>Second Notice Expires</u>	<u>Agency and Rule</u>	<u>Start of First Notice</u>	<u>Scheduled for Consideration by JCAR</u>
8/21/90	<u>Department of Public Aid, Medical Assistance Programs</u> (89 Ill. Adm. Code 120)	5/25/90 14 Ill. Reg. 7821	August 21, 1990
8/21/90	<u>Department of Public Health, Food Service Sanitation Code</u> (77 Ill. Adm. Code 750)	4/6/90 14 Ill. Reg. 5050	August 21, 1990
8/27/90	<u>Secretary of State, Mandatory Vehicle Liability Insurance</u> (50 Ill. Adm. Code 8010)	5/18/90 14 Ill. Reg. 7417	August 21, 1990
8/27/90	<u>Secretary of State, Cancellation, Revocation or Suspension of Licenses or Permits</u> (92 Ill. Adm. Code 1040)	5/25/90 14 Ill. Reg. 8109	August 21, 1990
8/27/90	<u>Department of Revenue, Income Tax</u> (86 Ill. Adm. Code 100)	5/11/90 14 Ill. Reg. 7090	August 21, 1990
8/27/90	<u>Department of Public Aid, Aid to the Aged, Blind or Disabled</u> (89 Ill. Adm. Code 113)	5/25/90 14 Ill. Reg. 7813	August 21, 1990

DISASTER AREAS - SEVERAL COUNTIES
90-337

A series of severe thunderstorms with torrential rains and damaging winds occurred in the northwest portion of the State on June 29, 1990. These storms have created record flooding conditions, serious public service disruptions and extensive damages to real and personal property, business enterprises, farms, livestock, agricultural levees, roads and other property in affected counties.

In the interest of aiding those citizens who were adversely affected and suffered losses because of wind damage and flood conditions and to minimize any further impact on the public health, safety and welfare of our citizens, I hereby declare Bureau, Henry, Jo Daviess, Marshall, Stephenson, and Winnebago counties to be State of Illinois Disaster Areas, pursuant to the provisions of Section 7(a) of the "Illinois Emergency Services and Disaster Agency Act of 1988" (Ill. Rev. Stat., 1989, ch. 127, par. 1051, et seq.).

This gubernatorial declaration of disaster will aid the Illinois Emergency Services and Disaster Agency in coordinating other State agency resources in the disaster recovery operations; provide for the reassessment of real and personal property substantially damaged by the storms; and make possible any requests for federal disaster assistance.

Issued by the Governor July 10, 1990.
Filed with the Secretary of State July 10, 1990.

NEGRO LEAGUE BASEBALL PLAYERS DAY
90-338

Whereas, African Americans have worked to carve their niche in baseball history, starting in the 1880s with the formation of the League of Colored Baseball Players and continuing through the 1920 founding of the National Association of Colored Professional Baseball Clubs (later known as the Negro National League) and the 1947 signing of Jackie Robinson with the Brooklyn Dodgers; and Whereas, the league's players endured countless miles on the road, less-than-desirable accommodations, and compensation that was not a fair reflection of their talents and efforts; and Whereas, the joy, entertainment, spirit, drive, energy, and inspiration they provided crossed all lines of gender, race, religion, creed, and age; and

Whereas, by the time the era was coming to an end, only a fraction of the players had received the much-deserved recognition, fame, appreciation, and financial security; and

Whereas, the strides made, the trails blazed, the sacrifices endured, the skills honed, the friendships formed, and the heights reached will forever maintain their place in history as

the legacy of Negro league baseball players; Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim June 12, 1990, as NEGRO LEAGUE BASEBALL PLAYERS' DAY in Illinois. Issued by the Governor July 6, 1990. Filed with the Secretary of State July 17, 1990.

Illinois, proclaim July 13-15, 1990, as CHICAGO AFRICAN AMERICAN EXPOSITION DAYS in Illinois. Issued by the Governor July 9, 1990. Filed with the Secretary of State July 17, 1990.

**90-339
PUSH AMERICA DAY**

Whereas, the Phi Kappa Phi Fraternity founded People Understanding the Severely Handicapped (PUSH) with the intention of improving the quality of life for people who are severely disabled; and Whereas, the PUSH America Team, consisting of Phi Kappa Phi Fraternity members, is "Going the Extra Mile" for people who are severely disabled; and Whereas, the PUSH America Team began a bicycle trip, leaving from San Francisco June 11. The team plans to arrive in Washington, D.C., August 4, after trekking 3,200 miles; and Whereas, the PUSH America Team will be cycling from city to city, carrying its message to the hearts and homes of people across the United States; and Whereas, upon completion of their cross-country trek, the cyclists will have raised approximately \$100,000 to further the cause of PUSH; Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim July 21, 1990, as PUSH AMERICA DAY in Illinois in recognition of the time, energy, and resources the PUSH America Team has devoted to creating a greater understanding of Americans with disabilities. Issued by the Governor July 6, 1990. Filed with the Secretary of State July 17, 1990.

**90-341
STEPHEN T. HYNES DAY**

Whereas, since 1983 the Bureau of Property Management for the Illinois Department of Central Management Services has operated the State of Illinois Center (SOIC) at Chicago, the largest state office facility in Illinois; and Whereas, Stephen T. Hynes was the chief engineer at the SOIC from October 1, 1987, until his death on December 11, 1989; and Whereas, Hynes devoted his entire efforts as chief engineer to improving the mechanical systems in the SOIC and was instrumental in assisting the contractors in placing the heating and air conditioning system on line and developing operating procedures; and Whereas, the dedication Hynes demonstrated in his job will be remembered by all who were fortunate enough to have worked with him;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim July 12, 1990, as STEPHEN T. HYNES DAY in Illinois. I urge all citizens to honor his memory and this observance by participating in appropriate activities and ceremonies. Issued by the Governor July 9, 1990. Filed with the Secretary of State July 17, 1990.

**90-342
EMERGENCY NURSES DAYS**

Whereas, the Emergency Nurses Association is a national organization of professional nurses committed to emergency care and specializing in emergency nursing; and

Whereas, the Emergency Nurses Association has established standards of excellence for the practice of emergency nursing and provides leadership in identifying and addressing issues affecting their profession; and

Whereas, the Emergency Nurses Association recognizes the importance of continuing education in nursing practice and research that professional nurses need to maintain the high level of health care they provide; and

Whereas, the Emergency Nurses Association encourages the interactive relationships and roles of emergency nurses abroad and in this country; and Whereas, the State of Illinois joins the rest of the nation in recognizing the value of professional nurses in practice in the presence of the nursing shortage; and

**90-340
CHICAGO AFRICAN AMERICAN EXPOSITION DAYS**

Whereas, the Chicago African American Exposition (CAAE) is set for July 13, 14, and 15 at Donnelly Hall in McCormick Place in Chicago; and Whereas, the CAAE aims at bringing together African American consumers to interface directly with corporations, African American businesses and governmental bodies to receive useful information that will positively impact their lives and the lives of their families; and Whereas, CAAE is expected to attract more than 200,000 African Americans and other citizens throughout the state; and Whereas, the occasion will serve as a source of enrichment and enlightenment for African Americans; Therefore, I, James R. Thompson, Governor of the State of

Whereas, the Emergency Nurses Association will be holding its 20th Anniversary annual meeting in Chicago October 10-14, 1990; Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim October 10-14, 1990, as EMERGENCY NURSES DAYS in Illinois.

Issued by the Governor July 11, 1990.

Filed with the Secretary of State July 17, 1990.

**90-343
NATIONAL BASKETBALL PLAYERS ASSOCIATION
/LITTLE CITY FOUNDATION DAY**

Whereas, the 10th Annual National Basketball Players Association Awards Dinner will be held Sunday, September 9, 1990, at the Hyatt Regency Hotel in Chicago; and Whereas, proceeds from this benefit will help support the Little City Foundation and its efforts on behalf of children and adults with mental retardation and other developmental challenges; and

Whereas, the National Basketball Players Association Awards Dinner was founded 10 years ago in Chicago to honor players who have contributed the most to their communities and who have distinguished themselves on the basketball court; and Whereas, professional basketball stars representing all of the National Basketball Association teams will attend the dinner; and

Whereas, the awards dinner and program is made possible through the generous and untiring efforts of Marvin Herb, civic leader and general chairman of this year's dinner; Dan Liquoritis, National Labor Chairman; Robert Simpson, Regional Labor Chairman; Bud Solt, Program Chairman; and the executives and staff of the Little City Foundation;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim Sunday, September 9, 1990, as NATIONAL BASKETBALL PLAYERS ASSOCIATION/LITTLE CITY FOUNDATION DAY in Illinois.

Issued by the Governor July 11, 1990.

Filed with the Secretary of State July 17, 1990.

**90-344
OTTO WHITEHILL DAY**

Whereas, for the past 24 years, Otto Whitehill has served persons with disabilities at the Chicago Association for Retarded Citizens and has served as the association's executive director for the past 19 years; and

Whereas, Otto has gained a great deal of respect throughout Illinois for the leadership he has provided to state and community agencies and to the legislature in the development of innovative and necessary programs and services for the state's

developmentally disabled citizens; and Whereas, Otto has served in a variety of capacities for organizations serving persons with disabilities, including the Chicago Metropolitan Executive Directors Committee, the board of directors of the Illinois Association of Rehabilitation Facilities, Inc., the executive directors for the board of directors of the Association for Retarded Citizens of Illinois, the Illinois Planning Council on Developmental Disabilities, and the Illinois Conference of Executives of Associations for Retarded Citizens; and

Whereas, Otto is being honored September 27 on the occasion of his retirement as executive director of the Chicago Association for Retarded Citizens;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 27, 1990, as OTTO WHITEHILL DAY in Illinois in recognition of Otto's many contributions and years of dedication to the Chicago Association for Retarded Citizens. Issued by the Governor July 11, 1990.

Filed with the Secretary of State July 17, 1990.

**90-345
TRUE VALUE FITNESS-FUN DAY**

Whereas, the lifestyles of today's children have changed dramatically over the last decade, leading to a decline in the physical conditioning of our children; and

Whereas, to combat this serious problem, the True Value "Run To Fitness" youth program has been developed to educate and encourage a lifestyle of exercise and fitness at a stage where habits are just forming; and Whereas, the program was developed by Yam Productions Inc. and the Athletic Congress, through funding from Cotter & Company; and

Whereas, a public/private coalition has been formed to reach out to all Illinois youths from ages seven to fourteen. The coalition includes Yam Productions, TAC, Illinois elementary schools, the Illinois Governor's Council on Health and Physical Fitness, and the Illinois Park and Recreation Association's Take Time For Fun Agency; and Whereas, "True Value Fitness-Fun Day" will take place July 18 in Lisle and is expected to draw 3,500 youths from a number of cities throughout our state;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim July 18, 1990, as TRUE VALUE FITNESS-FUN DAY in Illinois in recognition of the importance of the coalition's dedication to improving the fitness of our young people. Issued by the Governor July 11, 1990.

Filed with the Secretary of State July 17, 1990.

90-346

U.S. SPACE OBSERVANCE DAYS/SPACE EXPLORATION DAY

Whereas, the 21st anniversary of the July 20th Apollo 11 flight to the moon is being commemorated throughout the nation July 16-24th. July 20th also marks the 14th anniversary of the first Viking landing on Mars; and

Whereas, our concept of the universe and our relation to it have been changed forever due to the first successful space flight and the historic moon landings; and

Whereas, beneficial effects on our lives such as improved world communication, a wealth of medical technology, and nutrition and food research have been made possible through our continually advancing space program; and

Whereas, the purpose of the United States Space Observance is to stress the benefits of the space program to all mankind, to encourage increased public understanding of the nation's space program, and to commemorate the nation's first historic landing on the moon; and

Whereas, it is also fitting that we remember the Challenger astronauts and their dedication to space so that they will not have fallen in vain;

Therefore, I, James R. Thompson, Governor of the State of Illinois, Proclaim July 16-24, 1990, as U.S. SPACE OBSERVANCE DAYS and July 20, 1990, as SPACE EXPLORATION DAY in Illinois in recognition of the historic moon landing and our continued dedication to achievement in our space program.

Issued by the Governor July 11, 1990.

Filed with the Secretary of State July 17, 1990.

90-347

VOCATIONAL STUDENT ORGANIZATION WEEK

Whereas, the proper education of today's youth is a concern of all Americans; and

Whereas, vocational student organizations are dedicated to the advancement of proper education, training, and development of America's youth; and

Whereas, for the past 13 years, groups such as the Illinois Coordinating Council for Vocational Student Organizations have advanced the awareness of the importance of vocational student organizations as an integral part of the educational curriculum; and

Whereas, vocational student organizations in Illinois include Distributive Education Clubs of America (DECA), Future Business Leaders of America (FBLA), Illinois Association of Future Farmers of America (FFA), Future Homemakers of America/Home Economics Related Occupations (FHA/HERO), Health Occupation Students of America (HOSA), Postsecondary Agricultural Students (PAS), Phi Beta Lambda (PBL), Technology Student Association (TSA), and Vocational Industrial Clubs of America (VICA);

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim September 30-October 6, 1990, as VOCATIONAL STUDENT ORGANIZATION WEEK in Illinois in recognition of the contributions these organizations have made to the education of our youth.

Issued by the Governor July 11, 1990.

Filed with the Secretary of State July 17, 1990.

90-348

APOSTLE LARRY C. SIMMONS DAY

Whereas, Apostle Larry Carl Simmons has successfully climbed the ecclesiastical ladder from minister, to evangelist, to elder, to pastor, to chief apostle of Greater Holy Temple International Interdenominational Church of Illinois Inc.; and

Whereas, Apostle Simmons travels extensively, proclaiming the word of God in worship and revivals; and

Whereas, Apostle Simmons is involved with overall community and school affairs and recently implemented the Central Illinois Share Food Distribution Program at Greater Holy Temple; and

Whereas, Apostle Simmons has gone to great lengths to provide valuable services to his community and our state;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim July 22, 1990, as APOSTLE LARRY C. SIMMONS DAY in Illinois.

Issued by the Governor July 12, 1990.

Filed with the Secretary of State July 17, 1990.

90-349

FIREFIGHTERS APPRECIATION WEEK

"Not a gift of a cow, nor a gift of land, nor yet a gift of food, is so important as the gift of safety, which is declared to be the great gift among all gifts in this world" Panchatantra (c. 5th century)

Whereas, firefighters are prepared to sacrifice their lives at all times in their professional service to their communities; and

Whereas, their immense contributions, both of personal risk and time devoted to public service, need to be acknowledged; and

Whereas, last year firefighters in more than 100 Illinois communities raised and donated over \$200,000 to the Muscular Dystrophy Association;

Therefore, I, James R. Thompson, Governor of the State of Illinois, proclaim August 18-25, 1990, as FIREFIGHTERS APPRECIATION WEEK in Illinois, in conjunction with MDA's recognition of their efforts.

Issued by the Governor July 12, 1990.

Filed with the Secretary of State July 17, 1990.